Anno ſecundo & tertio Phi-
lippi & Mariæ.

Actes made at a Par-

liament begunne and holden at Weſt-
minſter the.xxi. day of October, in the ſeconde and thirde yere of the raigne of our Soueraigne Lorde and Ladye, Philip and Marie, by the grace of God, Kyng and Queene of Englande, Fraunce, Naples, Hieruſalem, and Irelande, defenders of the fayth, Princes of Spaine, and Scicile, Archdukes of Auſtria, Dukes of Millaine, Burgundi and Brabant, Counties of Haſpurge, Flaunders & Tyrol: And there continued and kept, vntyll the diſſolution of the ſame, beyng the. xr. day of December then next enſuyng, were enacted as foloweth.

(.˙.)

Cum priuilegio Regiæ
Maieſtatis.

The Table,

An acte for the reedifiyng of caſtelles and fortes for the encloſyng of groundes vppon the borders towardes Scotlande. Cap.i.

An acte for the reedifiyng of decayed houſes of huſbandrie, and for the encreaſe of tyllage. Cap.ii.

An act for the keeping of mylche kine, and for the breedyng and rearyng of calues. Cap.iii.

An act for the extinguiſhment of the firſt fruites, and touchyng order and diſpoſition of the tenthes of ſpirituall and eccleſiaſtical promotions, and of rectories and perſonages impropriate, remaining in the Queenes Mateſties handes. Cap.iiii.

An act for the releefe of the poore. Cap.v.

An act againſt the exceſſiue takyng of the kyng and queenes Maieſties purueyours. Cap.vi.

An act againſt the buying of ſtolen horſes. Cap.vii.

An act for the amendyng of hygh wayes. Cap.viii.

An act to make voyde diuers licences of houſes, wherein vnlawfull games be vſed. Cap.ix.

An act to take examination of priſoners ſuſpected of any manſlaughter, or felonie. Cap.x.

An act touchyng weauers. Cap.xi.

An act for the buying and ſelling of clothes, commonly called Bridgewaters. Cap.xii.

An act for the inhabitantes of Halifax, touchyng the buying of wools. Cap.xiii.

An acte for the reedifiyng of foure mylles neare the citie of Herforde. Cap.xiiii.

An act that purueyours ſhal not take victualles within fiue miles of Cambridge and Oxforde. Cap.xv.

An act touchyng Watermenne and Bargemenne vpon the ryuer of Thames. Cap.xvi.

An act to take away the benefite of Cleargie from Benet ſmith for the murder of Ruſſorde. Cap.xvii.

An act touchyng cõmiſſions of the peace and gaole delyuery in townes corporate, not beyng counties. Cap.xviii.

An act touchyng Powdike in marſhelande. Cap.xix.

An act for the enlarging of the Duchie of Lancaſter. Cap.xx.

An act for the continuation of certayne ſtatutes. Cap.xxi.

An act for the confirmation of a Subſedie graunted by the Cleargie. Cap.xxii.

An act of a Subſedie graunted to the kyng and queenes maieſties by the temporaltie. Cap.xxiii.

¶ An act for the reedifiyng of Castelles and fortes, and for the incloſing of groundes, vpon the borders towardes Scotlande.

The first Chapter.

FOR the better habitation, reſtoring, and reedifiyng of the Caſtelles, fortreſſes, and fortelettes, villages, and houſes that be decayed within the Counties of Northumberland, Cumberlande, Weſtmerlande, and the Byſhopriche of Durham, and for the better manuryng and imployng the groundes within the ſame, and for the more encreaſe of tyllage:

Be it enacted by the king & queenes maieſties, the lordes ſpiritual & temporal, & the commons of this preſent Parliament aſſembled, & by authoritie of the ſame, that from & after the fyrſte day of December next enſuyng, commiſſion vnder the great Seale of Englande ſhalbe directed from tyme to tyme, as nede ſhal requyre, to ſuche perſons as ſhalbe thereunto named and appoynted by the kyng and Queenes Maieſties, and the heyres and ſucceſſours of the Queene, by theyr byll or bylles, ſigned with theyr ſigne manuel, to be directed to the Chauncellour of Englande for the tyme beyng, whiche commiſſions ſhalbe accordyng to the maner, fourme, tenour, and effect hereafter enſuyng. Philip and Marie. &c. Knowe ye that we haue aſſigned you, or any number of you, beyng fyre at the leaſte, of the whiche we wyl that A.B.C. ſhalbe three, to be our Commiſſioners, to ſuruey our Counties of Northumberlande, Cumberlande, Weſtmerland, and the Biſhopriche of Durham, or as muche thereof, as to you, or fyre of you, whereof A.B. and C. ſhalbe three, ſhalbe thought conuenient, and by ſuch wayes and meanes as you beſt can, to enquyre what and howe many caſtles, fortreſſes, and fortelettes, villages, houſes, and habitations haue ben decayed within the ſame, and by whom, and by what occaſions, and how many of them are meete to be reedified, and alſo howe many caſtelles, fortreſſes, and fortelettes, villages, houſes, and habitations were meete to be made of newe within the ſaid counties and Biſhopriche, and in what places the ſame were moſt meete to be ſcituate, and what partes of the ſayde Counties and Byſhopriche be moſt apt for to be encloſed and conuerted to Tillage, or other ne-

ceſſarye manuraunce meete and conuenient for thoſe countreys, and the people of the ſame, and alſo to enquyre what perſons be owners, Lordes, Proprietaries, Farmours, & poſſeſſours of the ſame, or clayme any interreſt in the ſame, and what eſtate or eſtates, termes, or interreſtes, they or any of them haue of and in the ſame: And thereupon to take ſuche order for the reedifiyng of ſuche the caſtels, Fortreſſes, and fortelettes, billages, houſes, and habitations heretofore decayed, and for the newe erecting and makyng of others, and the ſcituations of the ſaue, and for the encloſyng and conuertyng to tyllage, or other neceſſarie manuraunce, ſuche partes and portions of the ſayde counties and Byſhopriche, as to you, or ſixe of you, whereof I.B. and C. ſhalbe three, ſhalbe thought moſt meete and conuenient.

Prouided alwayes, that by colour or vertue of this commiſſion, you doo not reedifie, newe make, or encloſe, or cauſe to be reedified, newe made, and encloſed, as aboueſayde, in any place or places, in anye of the ſayde counties or Byſhopriche, being in diſtaunce, and lying aboue twentie miles from the knowen partes of the borders of Scotlande. And we doo geue vnto you, or vnto any number of you, being ſyxe at the leaſt, whereof I.B. and C. ſhalbe three, full power and authoritie, to enquyre by the othes of the honeſt and lawful menne of the Counties of Northumberlande, Cumberlande, Weſtmerlande, and the countie palentine of Durham aforeſayde, aſwel within the liberties as without, by whom the trueth may be beſt knowen, who hath or holdeth anye landes, or tenementes, or vſeth, or percepueth any common, or paſture, or other profite aprender in the ſaid counties, or byſhopriche throughout the whole partes of the ſame, & al thoſe perſons, and euery of them, or ſuche of them, to taxe, aſſeſſe, charge, diſtrayne, and payne, after the quantitie of their lands, tenements, and rentes, by the number of acres and perches, after the rate of euery perſonnes profite, rente, or tenure, or after the quantitie of theyr common of paſture, or profite apprender, or other cõmodities there, by ſuch wayes and meanes, and in ſuche maner and fourme, as to you, or ſixe of you, whereof I.B.C. to be three, ſhal ſeeme moſte conuenient to be ordeyned and done, for the reedifiyng, makyng newe, and encloſyng, as is aforeſayde: And alſo to depute and aſſigne, diligent, faythfully and true keepers, Bailiffes, Surueyours, Collectours, Expenditours, and other miniſters and officers, ſuche as you our ſayde commiſſioners that ſhal appoynt them, wyl anſweare for, for the reedifiyng, newe makyng, and encloſyng, as is aforeſayde, and finyſhyng of the premiſſes and euery of them: And to heare the accomptes of the collectours, and other miniſters of & for the receypt & laying out of the money that ſhalbe leuied and payde in and about the ſayde reedifiyng, newe makyng, encloſyng, and finiſhyng of the premiſ-

ſes,

ſes, and of euery parcel thereof, and to diſtrayne for arrerages of euery ſuch collection, tare, or aſſeſſement, as often as ſhalbe expedient, or otherwyſe to puniſhe the debters and deteyners of the ſame, by fines, amerciaments, paynes, and other lyke meanes, after your good diſcretions. And alſo to arreſt, and take as many cartes, oxen, beaſtes, and other inſtrumentes neceſſarie, and as many woorke menne and labourers, as for the doyng, makyng, and finiſhing of the premiſſes, ſhal ſuffice, paying for the ſame competent wages, ſalary, and ſtipend. And alſo to take ſuche and as many trees, wooddes, vnderwooddes, quickſlettes, ſtone and timber, and other neceſſaries, as for the ſame woorkes and reparations ſhalbe ſufficient, at a reaſonable price, by you, or ſixe of you, of the whiche we wyl that A. B. C. ſhalbe three, to be aſſeſſed or limitted aſwel within the limittes and boundes aforeſayde, as in anye other place or places, within the ſayd countie, counties, or countie palentine: and to make and ordeyne ſtatutes, ordinaunces, and prouiſions, from time to time, as the caſe ſhal require, for the ſafegard, conſeruation, redreſſe, correction, and reformation of the premiſſes, and of euery of them, after the lawes and cuſtomes of Rumney marſhe in the countie of Kent, or otherwiſe, by any wayes or meanes, after your owne wyſedomes and diſcretions, and to heare and determine al and ſinguler the premiſſes, aſwel at our ſuite, as at the ſuite of any other whatſoeuer complayning before you, or ſixe of you, whereof A. B. C. ſhalbe three, after the lawes and cuſtomes aforeſayde, or otherwyſe, by any other wayes or meanes, after your diſcretions. And alſo to make and directe writtes, preceptes, warrauntes, and other commaundementes, by vertue of theſe preſents, to al Shiriffes, Bailiffes, and al other miniſters, officers, and other perſons, aſwel within the liberties as without, before you, or ſixe of you, whereof the ſayd A. B. C. to be three, at certayne dayes, termes, and places, to be prefixed, to be returned, and receyued, & further to continue the proceſſe of that ſame. And finally we doo geue vnto you, or to any number of you, beyng ſixe at the leaſt, whereof A. B. C. ſhalbe three, ful power and authoritie, to doo al and euery thyng and thynges which ſhalbe requiſite for the due execution of the premiſſes, by all wayes and meanes after your diſcretions. And therefore we commaunde you that at certayne dayes & places, when and where you, or ſixe of you, wherof the ſayd A. B. C. to be three, ſhal thinke expedient, ye ſhal meete togeather, and ſurueye the ſayd counties and byſhopriche, as is aforeſayd, and accompliſhe, fulfyll, heare, and determine, al and ſinguler the premiſſes, in due fourme, and to the effect aforeſayd, after your good diſcretions. And al ſuche as ye ſhal finde negligent, gayneſaying, or reſiſtyng your doynges and proceedinges, in and for the due execution of this our Commiſſion, that ye doo compell them by diſtreſſe, fines, or amerciamentes,

mentes, or by other reaſonable puniſhmentes, wayes, or meanes, whiche to you, or ſixe of you, whereof A.B.C. ſhalbe three, ſhal ſeeme moſt expedient for the ſpeedy remedy and redreſſe thereof.

And al ſuche thynges as by you ſhalbe made and ordeyned in this behalfe, aſwel within the liberties as without, that ye doo cauſe the ſame fyrmely to be obſerued, doing therein as to your Juſtices appartayneth, after the fourme and effecte of this preſent commiſſion, & the act of parliament concernyng the premiſſes made, and prouided, and accordyng to your wyſedomes, and diſcretions: ſauyng alwayes to vs ſuche fines and amerciamentes, as to vs thereof ſhal belong. And we alſo commaunde aſwel our ſhiriffe or ſheriffes, of our ſayd counties of Northumberland, Cumberland, Weſtmerland, and the byſhoprieke of Durham, and euery of them, as al and other Bayliffes, Miniſters, and officers within the ſayde counties, and countie Palentine, that they and euery of them ſhal cauſe to come before you, and ſixe of you, of the whiche A.B.C. ſhalbe three, at ſuche dayes and places, as ye ſhal appoynt vnto them, ſuche and as many honeſt menne of his or theyr bayliwike or townes, aſwel within the liberties, as without, by whom the trueth may be beſt knowen, to enquyre of the premiſſes or any part thereof, commaundyng alſo al the ſayde ſheriffes, miniſters, and officers, aſwel within the liberties as without, that they and euery of them, ſhalbe attendaunt to you, in and about the due execution of this our commiſſion. In witnes wherof, we haue cauſed theſe our letters to be made patentes, Witneſſe our ſelfe at. the day of in the yeres of our raignes.

And it is alſo enacted, that euery ſuch perſon, as ſhalbe named commiſſioner in the ſayde commiſſion, after that he ſhal haue knowledge thereof, ſhal effectually put his diligence and attendaunce, in and about the execution of the ſayde commiſſion. And he ſhall take a corporal othe before the Lorde Chauncelour, or before ſuch to whom the ſayde Lorde Chauncelour ſhall direct the lynges writtes of dedimus poteſtatem, to take the ſame, or before the Juſtices of the peace, in the quarter Seſſions holden in the ſhyre, where ſuche Commiſſion ſhalbe directed: The tenour of whiche othe hereafter enſueth. Ye ſhall ſweare, that you to your cunnyng, witte, and power, ſhal truely, and indifferentlye execute the auctoritie to you geuen by this commiſſion, without any fauour, affection, corruption, dread, or malice, to be borne to any maner perſon or perſons, and as the caſe ſhal requyre, you ſhal conſent, and endeuour your ſelfe for your part, to the beſt of your knowledge and power, to the makyng of ſuch wholſome, iuſte, equal, and indifferent lawes and ordinaunces, as ſhalbe made, and deuiſed by the moſt diſcreete and indifferent number of your felowes be-

beyng in commission with you, for the makyng, erection, and preseruation, of all and euery suche thynges, as are conteyned and specified in the sayde Commission. And the same lawes, and ordinaunces, to your cunnyng, witte, and power, cause to be put in due execution, without fauour, meede, dread, malice, or affection, as God you helpe, and all saintes.

And ouer that be it enacted, that the Commissioners, hereafter to be named in any of the said Commissions, accordyng to the purport and effecte of the same commissions, shall haue full power and authoritie to make, constitute, and ordeyne lawes, ordinaunces, and decrees, concernyng the premisses: and further to doo all and euery thyng, mentioned in the sayde commission, accordyng to the purport, effect, wordes, and true meanyng of the same, and the same lawes, decrees, and ordinaunces so made, to reforme, repell, and amende, and make newe from tyme to tyme, as the cases necessarie shall require.

Prouided alway, and be it enacted, that yf any persone or persons, beyng assessed, or taxed, to any lotte, or taxe, or charge, for anye landes, tenementes, or hereditamentes, within the limittes of any commission hereafter to be directed by vertue of this acte, doo not pay the sayde lotte, taxe, and charge, accordyng to the ordinaunce and assignment of the Commissioners, hauing power of the execution of the sayde Commission, by reason whereof it shall happen the sayde Commissioners hauyng power of the execution of suche commission, for lacke of payment of suche lotte, taxe, and charge, to decree and ordeyne the same landes, tenementes, and hereditamentes, from the owner or owners thereof, & their heyres, and ỹ heyres, executours, and assignes of euery of them, to any person or persons, for terme of yeeres, terme of lyfe, in fee simple, or fee tayle, for paymentes of the same lot, taxe, and charge: That then euery suche decree, and ordinaunce, so by them made, ingrossed in parchement, and certified vnder theyr seales into the Court of Chauncerie, with the Kinges or the Queenes, her heyres or successours, royall assente hadde to the same, shall bynde all and euery person and persons, that at the makyng of the same decree had any ryght and interest in the same, theyr heyres, and successours, for euer.

Prouided alwayes and be it enacted, that no order or decree to be made by the sayde Commissioners, or any of them, shall bynde, or conclude, any ryght, or interest of any persone or personnes, nor the breache of any decree or order shalbe cause of forfeyture of the ryght, or interest, of any persone or personnes, except the same decree, and ordinaunce, so made by the sayde Commissioners, and fyue of them, whereof A. B. C. shalbe three, be ingrossed in parchment, and certified vnder their seales into the Court of Chauncerie, and that the royall

all aſſent of the Kyng and Queene, her heyres and ſucceſſours, be fyrſt had to the ſame.

Prouided alſo and be it enacted, that euery decree and ordinance ſo hadde, made, certified, and aſſented vnto, ſhall bynde all and euery perſon & perſons, that at the makyng of the ſame decree had any intereſt in the landes, tenementes, or hereditamentes ſo decreed, in vſe, poſſeſſion, reuertion, or remainder, theyr heyres and feoffees, and euery of them, and not to be in any wyſe reſourmed, vnleſſe it be by auctoritie of Parliament, hereafter to be ſummoned and holden within this Realme: Sauyng to all and euery perſon and perſonnes, bodyes politike and corporate, theyr heyres and ſucceſſours, other then ſuche as ſhall forfeyte by this eſtatute theyr intereſte in the ſame landes, tenementes, or hereditamentes, in poſſeſſion, reuertion, or remaynder, all ſuche intereſt and title, as they or any of them ſhall haue at the tyme of the ſame forfeytures.

And alſo it is prouided by auctoritie aforeſayde, that the ſame lawes, ordinaunces, and decrees, to be made and ordeyned by the ſayde Commiſſioners, or fyue of them, by auctoritie of the ſayde Commiſſion, ſhall bynde aſwell the landes, tenementes, and hereditamentes, of the Queene our Soueraigne Lady, her heyres, and ſucceſſours, as all and euery other perſon and perſonnes, and theyr heyres, for ſuche theyr intereſt as they ſhal fortune to haue, or may haue, in any landes, tenementes, or hereditamentes, or other caſuall profite, aduantage, or commoditie whatſoeuer they be, whereunto the ſayde lawes, ordinaunces, and decrees, ſhall in any wyſe extende, accordyng to the true purporte, meanyng, and intent of the ſame lawes.

And it is furthermore by thauctoritie aforeſayde eſtabliſhed and enacted, that yf any maner perſon or perſons, of what eſtate or degree ſoeuer he or they be, that from henceforth doth take vpon him or them to fyt, by vertue of any of the ſayde Commiſſions, not beyng before ſworne, in forme as is aforeſayde, and accordyng to the tenor of the oth afore ſpecified: Or yf any perſon ſo named and ſworne, doo fytte as is aforeſayde, dwellyng within the ſayde twentie myles, or not hauyng landes, and tenementes, or other hereditamentes, in fee ſimple, fee taile, or for terme of lyfe, to the cleare yeerely value of fourtie poundes, aboue all charges, to his owne vſe, except he be learned in the lawes of this Realme, that is to ſaye, admitted in one of the foure principall Innes of Court for an vtter bareſter, and not dwellyng within the ſayde .xx. myles, ſhall forfeite fourtie poundes for euery tyme that he ſhal attempt ſo to doo, the one halfe therof to be to our Soueraigne Lorde and Lady the Kyng and the Queene, her heyres & ſucceſſours, the other halfe therof to thuſe of hym or them that wyl ſue therfore by action of debt, byl, plaint, or information, in any of the Queenes courtes

tes, in whiche action or suite no wager of lawe shalbe admitted, nor any essoigne or protectiō shalbe alowed. And yf any action of trespasse, or other sute, shall happen to be attempted agaynst any person or persons, for taking of any distresse, or any other acte dooing by aucthoritie of the sayde commission, or by aucthoritie of any lawes or ordinaunces made by vertue of the sayde commission, the defendaunt or defendauntes in any suche action, shall and may make auoury, conisaunce, or iustification for the taking of the same distresse, or other acte dooing, touchyng the premisses, or any of them, alleaging in such auoury, conisaunce, or iustification, that the sayde distresse, trespasse, or other acte, whereof the plaintife complayneth, was done by aucthoritie of the commission, for the surueying of the Counties of Northumberlande, Cumberlande, Westmerlande, and the Bysshoprike of Durham, made and prouided, or for suche acte or cause as the sayde defendaunt dyd by aucthoritie of the sayde commission, and accordyng to the tenor, purporte, and effect of this present acte, made the second and thirde yeeres of the raigne of our Soueraigne Lorde and Lady, Kyng Philip and Queene Marie, without any expressing or rehearsal of any other matter, or circumstaunce conteyned in this present act: or any commission, lawes, estatutes, or ordinaunces therevpon to be made, wherevpon the plaintife shalbe admitted to replie, that the defendaunt dyd take the sayde distresse, or doo any other acte or trespasse suppoſed in his declaration of his owne wrong, without any suche cause alleaged by the sayd defendaunt, wherevpon the issue in euery such action shalbe ioyned to be tryed by verdicte of .xii. men, and none otherwyse, as is accustomed in other personal actions, and vpon the tryall of that issue, the whole matter to be geuen on both parties in euidence, accordyng to the very trueth of the same. And after suche issue tryed for the defendaunt, or consuit of the plaintife after appearaunce, the same defendaunt to recouer treble dammages by reason of his wrongfull vexation in that behalfe, with his costes also in that part susteyned, and that to be assessed by the same Jurie or writte to enquire of dammages, as the cause shal require.

And it is also enacted, that euery of the sayde Commissioners shall haue and receyue foure shyllynges, for euery day that they shall take payne in the execution of this commission, and one Clarke, by them to be assigned, two shillynges for euery day, of the rates, taxes, lottes, and summes of money that shalbe assessed or lotte, by the aucthoritie of the sayde commission, and to be leuied and payde by theyr discretions. And that the saide Commissioners, or fyue of them, shal haue power and aucthoritie to limit, and assigne suche reasonable summes of money to the sayde Clarke, for wryting of bookes, and proces concernyng the premises, and to the Collectours, expenditors, and suche other

other as ſhall take payne in the due execution of the ſayde Commiſſion, the ſame to be leuied by diſtreſſe, or otherwyſe, out of the landes ſo ſurueyed, as by the diſcretions of the ſayde Commiſſioners, or ſixe of them, whereof I. B. C. to be three, ſhalbe thought reaſonable.

Prouided alway, that when ſo euer, and as often as ſuche Commiſſion, as is afore limitted, ſhalbe made and directed, to any perſon or perſonnes, for the information and amendement of or in any of the premiſſes, ſpecified in the ſayde Commiſſion, within the fees, liberties, or poſſeſſion of the Duchy of Lancaſter, that then ſuch Commiſſioners as ſhall execute any ſuche Commiſſion, ſhalbe alwayes named and appoynted as is aboueſayd. And that in euery ſuch caſe, two Commiſſions ſhalbe awarded and made, according to the tenour of the Commiſſion aboue expreſſed, one thereof vnder the great Seale of Englande, and the other vnder the Seale of the ſame Duchy, as before tyme hath benne accuſtomed: any thyng afore rehearſed in this preſent acte to the contrary thereof, notwithſtandyng.

And it is further enacted, that the ſayde Commiſſion from tyme to tyme, as the caſe ſhall require, ſhalbe had and obteyned without any money, or other charge to be payde for the Seales, or wrytyng of the ſame.

And it is further enacted, that euery Commiſſion to be made by aucthoritie of this acte, ſhall endure and continue for the terme of ſeuen yeeres next after the reſt of the Commiſſions. Neuertheleſſe after any Commiſſion made and deliuered out of the Court of Chauncerie, the kyng and Queenes hyghnelles, & the heyres and ſucceſſours of the Queene, ſhall alwayes at theyr pleaſures by writte of ſuperſedeas out of the ſayde Court of Chauncerie, at any tyme diſcharge aſwell euery ſuche Commiſſion, as euery Commiſſioner that ſhalbe made or named, by aucthoritie of this acte: after whiche diſcharge, the ſayde Commiſſioners ſo diſcharged, ſhall haue no power nor aucthoritie, to proceede in the execution of their Commiſſion, nor in any thyng by aucthoritie of this acte.

Prouided alwayes, that when ſo euer, and as often as ſuche Commiſſion as is afore limitted, ſhalbe made and directed to any perſon or perſons, for the reformation and amendement of or in any of the premiſſes, ſpecified in the ſayd Commiſſion, within the fees, liberties, and poſſeſſions of the Biſhoprike of Durham, or within the fees, liberties and poſſeſſions of any other place, where there is libertie, and iuriſdiction of Countie Palentine, that in euery ſuche caſe two Commiſſions ſhalbe awarded and made, according to the tenor of the Commiſſion aboue expreſſed, one thereof vnder the great Seale of Englande, and the other vnder the Seale of the Countie Palentine, in maner and fourme as is aboue prouided for the Duchy of Lancaſter

caſter, any thyng afore rehearſed in this preſent acte to the contrary, notwithſtandyng. And neuertheleſſe be it enacted, that yf the officers of the ſaide Duchie, or of the ſayd Biſhoprike, or Countie Palentine, doo not deliuer the Commiſſion by them or one of them to be made, within ſixe dayes after the requiſite ſhalbe made for the ſame, that then the Commiſſion vnder the great ſeale onely, ſhall proceede in the ſaide Countie Palentine, without any other commiſſion.

And it is prouided and alſo enacted, that the royall aſſent limitted to be had vnto the lawes & ordinaunces to be made by the ſayde Commiſſioners, as is aboueſayde, ſhalbe certified into the ſayde Court of Chauncerye vnder the priuie ſeale, and that there ſhall not any ſumme of money be payde for the ſame priuie ſeale.

Prouided alwayes, that the Chauncellours, and ſuche other as ſhall haue the cuſtodie of the ſeales of the ſayde Biſhoprike of Durham, or within the fees, liberties, and poſſeſſions of any other place where there is libertie and iuriſdiction of the Countie Palentine, vpon reaſonable requeſt, and vpon the ſyght of the Commiſſion, vnder the great ſeale of Englande, ſhall without delay, make out an other commiſſion vnder the ſeale of the ſayd Countie Palentine, accordyng to the tenor of the commiſſion to them ſhewed vnder the great ſeale, and to thoſe Commiſſioners named in the ſame commiſſion, and to none other, nor in other maner.

And be it further enacted and eſtabliſhed by the aucthoritie afore-ſayde, that al charges and ſummes of money hereafter to be rated and taxed by vertue of ſuch commiſſion, vpon any of the lands, tenements, or hereditamentes of our Soueraigne Lady the Queene, her heyres, or ſucceſſours, for any maner of thyng or thinges concernyng the articles of this commiſſion, ſhalbe geathered and leuied by diſtreſſe, or otherwyſe in lyke manner and fourme, as ſhal or may be donne in the landes, tenementes, and hereditamentes, of any other perſon or perſons, and that all billes of acquintaunce, ſigned with the hande or handes of ſuche Collectour or Receiuer, as ſhall haue the collection thereof by the appointment of the ſaid Commiſſioners, or ſixe of them, ſhalbe as well a ſufficient diſcharge to the Tenauntes, Farmers, and occupiers of the ſame groundes, ſo to be diſcharged, for the ſayd ſumme wherewith theyr groundes ſhalbe ſo diſcharged, as alſo a ſufficient warraunt to all and euery the receiuers, auditors, and other whatſoeuer officer or officers, of our ſayde Soueraigne Lord and Lady the King and Queene, her heyres & ſucceſſours, for the allowaunce to ſuch tenaunt, farmer, or occupier of the ſame. Prouided alſo, and be it enacted, that the ſayde Commiſſioners ſhal not let nor ſet any part or parcel of the premiſſes, nor ſhal not meddle with the rating, renting, or ba-luing of any part or parcel of ỳ premiſſes, but the ſame ſhal remayne & be at the diſpoſition of ỳ lordes & owners of ỳ ſame, as they were before

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the makyng of this acte, except it be for the cauſes of forfeyture aboue ſpecified, any thyng heretofore mentioned to the contrary, notwithſtandyng.

Prouided alwayes, and be it enacted by thauctho*r*itie afo*r*eſayde, that all illues and fo*r*feytures, fynes, and amerciamentes, whiche ſhal ryſe, happen, and gro*w*e, by any occaſion whatſoeuer, by vertue o*r* colour of this acte, o*r* any Commiſſion to be made by thauctho*r*itie of the ſame, alwel within the Liberties & Counties palentine as without, whether they ſhal ſeeme to be due to the Kyng & Queenes Maieſties, her heyres and ſucceſſo*r*s, o*r* to any other perſon o*r* perſons, o*r* bodyes politike o*r* co*r*po*r*ate, ſhalbe leuied, imployed, and conuerted, in and about the charges and expences concernyng the execution of this act, in ſuch ſo*r*t, maner, & fo*r*me, as by the ſayd Commiſſioners, o*r* ſixe of them, whereof three to be of the Quo*r*um, ſhalbe o*r*dered, adiudged, o*r* decreed: Any thing in this act, o*r* in any commiſſion afo*r*eſayd to the contrary, notwithſtandyng.

Prouided alwayes, that this eſtatute ſhall onely continue fo*r* tenne yeeres next after the ende of the ſeſſion of this Parliament. And further to the ende of the next Parliament then next folo*w*yng.

¶ *An Acte for the reedifying of decayed houſes of huſbandry, and for the increaſe of Tyllage.*

The .ii. Chapter.

WHere as by an eſtatute made in the fourth yeere of the raigne of kyng Henry the ſeuenth, it was o*r*deyned, enacted, & eſtabliſhed, that no perſon of what eſtate, degree o*r* condition that he were, that then had any houſe, o*r* houles, that within any tyme within three yeres then paſſed, had ben, o*r* that then were, o*r* after ſhould be letten to farme with twentie acres of lande at leaſt, o*r* mo*r*e, lying in tyllage and huſbandry, that the o*w*ner o*r* o*w*ners of euery ſuche houſe o*r* houſes and lande, ſhoulde be bounde to keepe, ſuſteyne, and maynteyne houſes and buyldynges vpon the ſayde grounde and lande, conuenient and neceſſarie fo*r* the mainteynyng and vpholdyng of the ſayde tyllage and huſbandry. And yf any ſuche o*w*ner o*r* o*w*ners of any ſuche houſe, o*r* houſes, and lande, dyd take, keepe, and occupie any ſuche houſe, o*r* houſes, and lande, in his o*r* their o*w*ne handes, that the ſayde o*w*ner o*r* o*w*ners by the ſame auctho*r*itie, ſhoulde be boumde in like wyſe to keepe and mainteyne houſes and buyldinges vpon the ſayde groundes, and land conuenient and neceſſarie fo*r* the mainteynyng and vpholdyng of the ſayde tyllage and huſbandry. And yf any man dyd contrary to the premilles, o*r* any of them, that then

then it shoulde be lawfull to the kyng (yf any suche landes or houses were holden of hym immediatly) or the lordes of the fees, yf any suche landes were holden of them immediatly, to receiue yeerely halfe the value of the issues and profites of any suche landes, whereof the house or houses were not so mainteyned or sustained, and the same halfedele of the issues and profites, to haue, hold, and kepe, to his or their owne vse, without any thing therefore to be payde or geuen, tyll suche tyme as the sayde house or houses should be sufficiently buylded or repayred agayne. And that no maner of free holde shoulde be in the kyng, ne in any suche lorde or lordes, by the takyng of any suche profites of or in any suche landes in no maner of fourme, but onely the kyng and the sayde lorde or lordes shoulde haue power to take, receiue, and haue the sayde issues and profites, as is abouesayde, and therefore the kyng, or the sayde lorde or lordes, to haue power to distreyne for the same issues and profites to be had and perceiued by them in fourme aforesayde by the authoritie of the sayde acte, as by the sayde acte more at large it doth and may appeare.

Forasmuch as the sayde acte is good and profitable to the common wealth, it is therefore ordeyned that the sayde acte, and euery branche therein, shalbe from henceforth put in due execution, and remayne and continue in force for euermore.

And where as the prouision in the sayde act doth onely extende to house or houses, hauyng twentie acres of lande at least, or more, lying in tyllage and husbandrie, vppon the interpretation of whiche wordes some doubt hath risen: Be it enacted by thauthoritie of this present Parliament, that the sayde estatute, and the penaltie and puruieyaunce of the same, shall from henceforth extende to houses to be decayed, that haue, or hereafter shal haue twentie acres of grounde or more, to them lying or belonging, whether the same, or any part therof, be, hath ben, or shalbe vsed, or put in tillage, or not, the said twenty acres to be accompted and measured, after the quantitie, rate, and measure of the Statute or ordinaunce, called the Statute, treatise or ordinaunce, *de terris mesurandis*, and not otherwyse, any vsage or custome, or other thyng whatsoeuer to the contrary thereof, notwithstandyng.

And for a further prouision for reedifying of houses decayed, and restoryng of pasture grounde to tyllage, and for encrease of corne: Be it ordeyned and enacted by the authoritie of this present Parliament, that the King and Queenes highnes, & the heires & successours of the Queenes Maiestie, shall and may at all tymes hereafter, as often as to them shall seeme needefull and conuenient, awarde theyr

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hyghneſſe commiſſion or commiſſions vnder the great ſeale of Englande, to be directed to ſuche perſons as to them ſhall ſeeme meete, able and conuenient, whereof three at the leaſt ſhalbe of the Quorum, aucthorizing them thereby, or foure of them at the leaſt, whereof two to be of the Quorum, to execute, and ſee executed this preſent acte, according to the true intent, effect, and meanyng of the ſame: the which commiſſioners, or foure of them at the leaſt, whereof two to be of the Quorum, by vertue of the ſayde Commiſſion, and of this preſent acte, ſhall haue full power and aucthoritie to enquire, heare, and determine by thothes of twelue men, or by information, or other lawfull wayes and meanes, vſed in other caſes, in any of the Kyng & Queenes highneſſe ordinarie courtes of recorde, al and ſinguler defaultes, and offences committed or done ſince the feaſt of Saint George the Martyr, in the twentie yeere of the raigne of the late kyng of famous memorie kyng Henry the eyght, or hereafter to be committed or done, aſwell contrary to the tenor and effect of the ſayd former acte, as contrary to one other acte made in the Parliament holden in the ſeuenth yeere of the raigne of the ſayde late kyng Henry the eyght, entituled, An act to auoyde letting downe of townes, and alſo to enquire, heare, order, and determine by the ſayde wayes and meanes, all groundes whatſoeuer conuerted from tyllage to paſture, ſince the ſayde feaſt of Saint George the Martyr, in the ſayde twentie yeere of the ſayde raigne of the ſayde kyng Henry the eyght, or hereafter to be conuerted from tyllage to paſture, and alſo of all grounde, in or neare any corne fielde newly vſed or imployed ſithence the ſayde feaſt, or hereafter newly to be vſed, imployed, or conuerted to the keepyng of Connies, not beyng lawfull warren, and whereby any corne of any perſon or perſons, other then the owner of the ſame Connies, ſithence the ſayde feaſte, hath ben, or hereafter ſhalbe decayed, deſtroyed, or conſumed, and the ſayde commiſſioners, or foure of them, whereof two to be of the Quorum, ſhall and may take order and direction, for the reformation of ſuch offences, decayes, and defaultes in maner and fourme folowing, that is to ſay: they or foure of them at the leaſt, wherof two to be of the Quorum, ſhall and may bynde by recognizaunce in good ſummes of money, to be knowleged to the vſe and behooſe of our Soueraigne lord the Kyng, and our Soueraigne lady the Queene, her heyres and ſucceſſours, whiche recognizaunce by this act they ſhalbe enhabled to take the perſon or perſons fyrſt offendyng, and gyltie in any of the forſayde decayes or defaultes, and then beyng or continuyng owner in fee ſimple, fee tayle, for terme of lyfe, for terme of yeeres, or by coppie of court roll, in poſſeſſion, or in reuerſion, or remayn-

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remaynder after any eſtate or eſtates, terme of yeeres, or for terme of lyfe, of ſuche decayed houſe or houſes, and grounde thereunto lyeing, or of tenne acres parcell thereof, or of ſuche grounde conuerted from tyllage to paſture, or of ſuche grounde whiche is or ſhalbe vſed or imployed to the keepyng of Connies as is aforeſayde, or any of them, in ſuche ſummes of money, as to ſuche commiſſioners ſhall ſeeme reaſonable, for the reedifying of ſuche decayed houſes, and for the conuertyng of ſuche grounde ſo conuerted from tyllage to paſture, into tyllage agayne, and for the diminiſhyng and deſtroying of Connies, within ſuche conuenient tyme, and in ſuche manner and fourme, as to the ſame commiſſioners, or foure of them, whereof two to be of the Quorum, ſhall ſeeme meete and conuenient, and by their diſcretion ſhalbe ſet, limitted, and appoynted. And yf the offender or offenders do dwell in any other Shyre, or can not be gotten to be bounde by recogniſaunce before the ſayde commiſſioners as is aforeſayde: that then the ſayde commiſſioners, or foure of them, whereof two to be of the Quorum, ſhall take ſuche other order for the reedifying of the houſes, and conuerting the groundes to tyllage, and deſtroying of Connies, accordyng to this eſtatute, as ſhalbe thought meete for their diſcretions, and ſhall cauſe the ſame their order to be entred of recorde within one moneth after their ſayde order made, and ſhall within the ſame moneth deliuer or cauſe to be deliuered, the coppy of their ſayde order ſigned and ſealed by them, or foure of them, to the tenaunt, farmer, or ſeruaunt, keepyng, reſydyng, or inhabityng the grounde or place for the whiche the order ſhalbe made, to the intent the ſame may be deliuered ouer or declared to the ſayde owner or owners, that ſhall or ought to be charged by or with the ſame. And yf the place, in whiche any ſuche decayed houſe or houſes hath ben, or ſhalbe ſcituate, ſhalbe founde in the handes of any perſon or perſons, other then ſuch perſon or perſons as firſt dyd ſuffer or make the ſayde decay: then the ſayde commiſſioners, or foure of them, whereof two to be of the Quorum, ſhall and may order and enioyne all and euery perſon and perſons, hauyng the immediate and preſent inheritaunce in the ſayde groundes and places, wherein any of the aforeſayde decayes ſhalbe found, as is aforeſayd, to reedifie and buylde agayne the ſame decayed houſe, either in the ſayd place where it was decayed, or neere vnto the ſame, within the ſame towne, pariſhe, or hamlet, within ſuche time, & in ſuche ſort, as to the ſayde commiſſioners, or foure of them, whereof two to be of the Quorum, ſhal ſeeme reaſonable and conuenient: And ſhall further aſſeſſe and taxe all and euery perſon and perſons hauyng any particuler eſtate in the ſayde groundes, belongyng to any ſuche houſe decayed, for terme of lyfe, yeeres, or by coppie of court roll, to be contributorie towarde the ſayde reedification and buyldyng, in ſuche

ſumme or ſummes of money to be payde to the forelayde perſon, hauyng the immediate and preſent inheritaunce, and being ordered and enioyned to reedifie the ſame, as to the layde commiſſioners, or foure of them, whereof two to be of the Quorum, ſhall ſeeme meete and reaſonable, hauyng reſpect and regarde to the ſeuerall eſtate and termes of all and euery the layde particuler tenauntes, and to the commodities, profites, and emolumentes, thereto ſeuerally and reſpectiuely belongyng, and alſo hauyng reſpect to ſuche couenauntes, grauntes, agreementes, and conditions, as be, or ſhalbe conteyned in any lawful wrytyng made, concernyng the eſtate of any of the perſons to be charged for the ſayd reedification, or for the contribution of any thyng towardes the ſame freeholde, eſtate, remaynder, or reuertion, as is aforelayde, accordyng to their ſeuerall intereſt, eſtates, commodities, and profites.

And be it enacted by the aucthoritie aforelayde, that all and euery perſon and perſons, bodyes politike and corporate, that ſhall haue any eſtate or intereſt, in any of the layde houſes, places, or groundes, wherein any of the aforelayde decayes ſhalbe committed and founde, or preſented as is beforelayde, from or by any perſon or perſons ſo ordered and enioyned as is aforelayde, ſhalbe charged and chargeable accordyng to his or their eſtate or eſtates, commodities, and profites in the ſame, in lyke ſorte and maner as he or they from whom or by whom the ſame eſtate or eſtates, ſhall be by any meanes deriued or conueyed, ſhould or ought to haue ben by force of the layde commaundement and iniunction. And alſo that the perſon or perſons that ſhal be appoynted or charged by the layde orders & iniunctions, or by this eſtatute, to reedifie any of the decayed houſes beforelayde, and to haue any contribution, rate, or ſumme of money, or other thyng of any others towardes the ſame, ſhall and may by vertue hereof, haue one action of debt for the ſame, againſt the partie or parties appoynted to pay the ſame, and againſt theyr heyres, executours, or aſſignes, in any of the Kyng and Queenes Maieſties ordinarie courtes of record, or ſhall ſue for the ſame by information before the layde Commiſſioners, or foure of them, whereof two to be of the Quorum. In whiche ſuit no iniunction, wager of lawe, protection, nor eſſoigne ſhalbe allowed for the defendaunt. And if any partie or parties that ſhoulde or ought to pay or geue any ſumme of money, or other thyng in contribution as aforeſaid, ſhal, vpon a reaſonable requeſt therof to be made, wylfully refuſe or delay to pay or geue the ſame: that then the plaintie vpon his ſuite to haue and recouer treble damages againſt the layde defendaunt.

And further be it enacted, that yf the layde grounde or groundes, ſo conuerted from tyllage to paſture, or vſed or imployed to the keping

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of Connies, to the destruction of corne, as is aboue sayde, shalbe found in the hands or possession of any person or persons, other then such as dyd conuert the sayde groundes from tyllage to pasture, or vse or employ the sayde groundes with Connies, as is afore sayde: that then the sayde commissioners, or foure of them, whereof two to be of the Quorum, shal, and may order and enioyne the occupiers of the sayd ground or groundes so conuerted frō tyllage to pasture, or so vsed or employed to the keepyng of Connies, as is afore sayde, to turne the same agayne into tyllage, or to destroy or diminishe the sayde Connies keapt vppon the same grounde, within suche tyme, and vppon suche paynes as by them shalbe limitted and appoynted.

And be it further enacted by the aucthoritie afore sayde, that euery such order and iniunction aboue mentioned, shalbe entred of recorde, and the coppy thereof written in parchment, and signed and sealed by the sayde commissioners, or foure of them, whereof two to be of the Quorum, and deliuered to the occupier, or occupiers of the grounde, or place wherein any of the afore sayde offences, decayes, or defaultes, shalbe founde, as is afore sayd, to thintent the same may be delyuered ouer, or declared to al such other persons, as shall, or ought to be bounden or charged by the same.

And further be it enacted by thaucthorite afore sayde, that the sayde commissioners, or foure of them, whereof two to be of the Quorum, shall, and may haue power and aucthoritie by force of the sayde commission, and of this act, to commit euery person refusing to be bound by recognisaunce, as is afore sayde: and euery the sayde particuler tenauntes refusing to declare to the sayde commissioners, or foure of them, whereof two to be of the Quorum, howe long or what his sayd, particuler estate is, to prison, into the next Gaole in the sayde Countie, there to remayne without bayle or mainepryse, vntyll he shalbe bounde in recognisaunce, as is afore sayde, or shewe or declare his or their particuler estate or estates in the premisses, to the sayde commissioners, or foure of them, whereof two to be of the Quorum, as is afore sayde.

And be it further enacted by thaucthoritie afore sayde, that the Sheriffes, and all other ministers within the Counties where suche sessions shalbe appoynted, shalbe attendaunt vpon the sayde commissioners, and shal returne before them all such proces and preceptes, as they shal haue in commaundement to do, and be obedient vnto them, as they are bounde to be to the Justices of peace, or of Oyer and determiner, at all tymes and places, for the execution of the sayde commission, and of this acte. And the same commissioners, or foure of them, whereof two to be of the Quorum, shal haue power and aucthoritie to enquire, heare, and determine, as is afore sayde, of, for, and vppon al

forfeytures, recognisaunces, and breaches of orders, and iniunctions, that shalbe taken, knowledged, or made before the sayde commissioners, or foure of them, and to assesse such fines and amerciamentes, as to them shal seeme meete and conuenient, vppon the Sheriffe, and other officers and persons whatsoeuer making default, and for contemptes and other misdemeanors before them: and shal haue auctoritie to reforme al impanels to be returned before them, as the Justices of peace may do.

And further be it enacted by the auctoritie aforesayde, that euery of the commissioners, shall haue for euery day he shall sitte to execute this commission. x. s. and to the Clarke that shall serue and write all proces and other recordes before the sayde commissioners. iii. s. and iiii. d. the same to be payed by the Sheriffe or Clarke of the Courte, of the fynes, forfeytures, and amerciamentes, that shall aryse or be lessed for any matter of default before the sayde commissioners, and the Sheriffe to be allowed vppon his accompt for the same, so that the same be noted and specified in the estreate signed by the commissioners, or foure of them, whereof two to be of the Quorum.

Prouided alwayes, and be it enacted by thauctoritie aforesayde, that the commissioners, or any of them, by vertue of this acte, shal not haue power and auctoritie to do any thyng touchyng the offences or defaultes aforesayde, contrary to the ordinaunce or puruеyaunce of any estate heretofore made, or to the exclusion or takyng away of any benefite or libertie, permitted or saued to any maner of person, by any prouision in any of the sayde statutes, contrary to the effect of any licence heretofore graunted by the King and Queenes highnesse, or the Queenes hyghnesse, or any of the aunceters or predecessours of the Queenes hyghnesse, so that the same licence be shewed to them, or foure of thē, vnder seale, before conuiction of the offence or defaultes aforesayde: any thyng aforesayde to the contrary thereof in any wyse, notwithstandyng.

And forasmuche as it lyke to be, that some houses hauyng twentie acres of grounde, or more, to them lying or belongyng, be decayed without any wyllyng default in them that had the inheritaunce or possession thereof, as by fyre, breaches, and surroundyng of waters, or by destruction of enimies, or rebelles, or of suche as had particuler estates therein, with impeachement of waste, or by suche other lyke meanes or wayes, and that they who by the ordinaunce aforesayde, shoulde reedifie the same, are of suche pouertie that they can not by all entendement reedifie, or buylde vp all the same houses agayne.

And forasmuch also as some perchaunce haue erected and buylded vp newe houses in some other places vppon the same landes lying to the

the sayde houses, or vppon some other lande neare thereunto, in lewe and place of the house decayed, which are as auailable to the common wealth, as the newe reedifying of the decayed houses in the old places shoulde be, in whiche cases equtie requireth they shoulde not be punished for the sayde decay.

And forasmuche as it is lyke to be that some grounde conuerted from tyllage into pasture, is diuided into diuers small parcelles, remaynyng and beyng in diuers and seuerall mens handes, so that any one part wyll not be sufficient to keepe a plowe vppon: and for that some grounds haue ben tilled for destroying of mosse bushes, broome, fyrres, heathe, and not onely to be continued in tyllage and suche lyke: and that also some demeanes in the absence of the owners haue ben diuided to sundry occupiers, who hath tylled the same, not beyng commonly vsed to tyllage before the sayde feast of Saint George: and for that diuers other particuler cases may fortune to be, whiche the generall puruepaunce of this estatute, can not remedie without greater hurt then good to be done by the same: and for that also, that in some places of this Realme, it is not necessarie the purueyen of this estatute to extende and to be fully executed, but in some places, and vpon some occasions or causes, it may more conueniently be spared, then put in vre, and is therefore necessarie to referre suche thynges, with all other circumstances, to the discretions of the commissioners, who may more perfectly vnderstande the same.

Be it therefore ordeyned and enacted by the aucthoritie of this present Parliament, that the sayd commissioners, or foure of them at the least, whereof two to be of the Quorum, shall and may consyder the sayd cases, and such other lyke, and vse their discretions in temperyng and qualefying of the sayd generall puruepaunce of this or any of the foresayde former estatutes, and in ordering the sayde cases, and suche other lyke, and to omit the execution and penaltie of this acte, and of the other former actes accordingly, as to the wysedomes and discretions of them, or foure of them at the least, whereof two to be of the Quorum, shalbe thought most necessarie: this acte or the aforesayde former actes in any wyse, notwithstanding. And shall haue power and aucthoritie to cancell recognisaunces taken before them, and not appearyng to them forfeyted, yf it shall seeme to them, or foure of them, whereof two to be of the Quorum, meete and conuenient.

And it is further ordered and enacted by thaucthoritie of this present Parliament, that where as any ground, by meanes of this acte, shal fortune hereafter to be conuerted from pasture into tyllage, accordyng to thintent of this acte, whiche grounde is chargeable with any

rent

rent reſerued ſince the tyme the ſame ground was conuerted from tillage to paſture, and whiche was reſerued and made the greater, in conſyderation that the ſame was ſo conuerted from tillage into paſture, or ſtored with Connies, that all ſuche rentes, yf they be greater then the grounde turned into tyllage, or the grounde by reaſon of the deſtruction of Connies is worthe, ſhalbe abated and apportioned by the ſayde commiſſioners, or foure of them, whereof two to be of the Quorum, accordyng to their diſcretions, yf they ſhall thynke the ſame ſo meete.

Prouided alwayes, and be it enacted by thaucthoritie aforeſayde, that the reteynyng or none payment of any ſuche part or portion of any rentes that ſhalbe abated or educted by the commiſſioners, as is aforeſayd, ſhalbe no breache or forfeyture of any bonde, penaltie, couenaunt, graunt, or condition to be conteyned in any indenture, bonde obligatorie, or other wryting, agreement, or promiſe whatſoeuer to the contrary, notwithſtandyng.

And further be it enacted by the aucthoritie aforeſaid, that the ſayd cõmiſſioners, or foure of them, wherof two to be of the Quorum, ſhal haue power and aucthoritie by vertue hereof, to make and direct forth preceptes and proceſſes, aſwel to the Sheriffe of the Countie, as to al other freeholders and perſons that ought to attend or appeare before the ſayd commiſſioners, for the tryal, aunſwearyng, or prouing of any offence agaynſt this eſtatute, or agaynſt any of the aforeſayde former eſtatutes, to appeare before them at any day and tyme that the ſayde commiſſioners, or foure of them, whereof two to be of the Quorum, ſhal limit or appoynt, and vpon the appearaunce of the ſayde perſons, to geue day ouer from tyme to tyme, as they ſhall thynke meete.

And be it enacted by thaucthoritie aforeſayde, that yf any ſuch perſon or perſons as preſently haue, or hereafter ſhall haue any houſes buylded, or reedifyed, or to be reedifyed, or any groundes to be conuerted to tyllage, accordyng to the tenoure and effecte of this eſtatute, or any of the aforeſayde eſtatutes: that then the ſayde perſon or perſons, their heyres or aſſignes, ſhall within three yeeres next after the ende of this Seſſion of this Parliament, demiſſe or let to farme the houſes alredy buylded, or reedifyed, with the twentie acres of grounde, whiche before tyme dyd appartayne and lye to the ſame, or tenne acres parcell thereof, yf there be nowe no more of the ſame landes in their handes that hath the houſes buylded, or reedified, or ought to reedifie the ſame, or with ſo muche other landes lying conuenient for the ſayde houſe, and ſhall demiſe and let to farme the houſes hereafter to be reedifyed, within two yeeres after the ſame ſhalbe ſo reedifyed, with the twentie acres of landes, or the tenne

acres

acres parcel thereof, or the lyke number of acres as is beforesayd. And yf any of the sayde houses and land, shal not be so diminished or letten to farme, as is aforesayde: that then the sayde commissioners, or foure of them at the least, whereof two to be of the Quorum, shall haue power and aucthoritie by vertue of this acte, to demise and let the sayde house or landes to any person or persons, hauyng no other farme or tenementes within the same paryshe, nor hauyng an action or suite at that Parliament agaynst the owner, and requiring the same for seuen yeeres at the most, for suche reasonable rent, and vpon suche reasonable couenauntes, as the sayde commissioners, shall thynke meete for both parties. So that they take good assuraunce for the payment of the rentes, and perfourmyng of the couenantes, to the owner of the same, as they shall thinke conuenient, vppon whiche leases the owner of the houses and landes so letten, their executours & assignes, and euery of them for the tyme beyng, and also euery suche lessee, their executours, and assignes, and euery of them, shall haue suche remedys and actions, the one agaynst the other, as they shoulde or myght haue had yf they them selues had onely ben priuie and parties, to the sayde leases.

And be it enacted by thaucthoritie aforesayde, that if any person or persons, shalbe condemned or charged with or for any offence that he or they ought not to be charged withall, by this acte, or by any of the aforesayde former estatutes: that then the sayde partie or parties shall and may haue his or their trauers, and remedie therfore in the starre chamber before the Councel there.

And be it enacted by thaucthoritie aforesayde, that this estatute shal at the pleasures of the kyng and Queenes Maiesties, her heyres and successours, be put in execution, eyther by Commissioners to be appoynted accordyng to the tenor of this acte, or els by the Commissioners to be appoynted by theyr Maiesties for the execution of certayne statutes thereof made in this session of this present Parliament.

Prouided alwayes, and be it enacted by thaucthoritie aforesayde, that this acte, nor any thyng therein conteyned, shall extende to any house or buylding made, or to be made by any tenauntes, in dower, or other particuler tenant, without thassent of hym or them in reuertion or remaynder of estate of inheritaunce, vnlesse the same house or buyldyng, be, or shalbe made and erected, accordyng to the intent and purues of this estatute, any thing in this estatute to the contrary, notwithstanding.

And be it further enacted by thaucthoritie aforesayde, that if any person or persons, shalbe conuicted or condemned, of, or for any offence or forfeiture, of any recognisaunce, or other matter conteyned & specified

ſpecified in this act, vpon any information, at the ſuite of any party or parties, that then thone moite of al ſuch forfeytures and ſummes of money as ſhalbe due for the offence, or forfeyture conteyned in the information, ſhalbe to the partie or parties that ſhall exhibite and proſecute the ſame: any thyng in this acte, or in any of the aforeſayde actes to the contrary, notwithſtandyng.

And be it enacted by the aucthoritie aforeſayde, that the ſaid commiſſioners, or foure of them at the leaſt, whereof two of them to be of ỳ Quorum, ſhall enrol, or cauſe to be enrolled of record, al ſuch orders, prouiſions, paynes, penalties, forfeytures, fines, amerciamentes, condemnations, and conuictions, as ſhalbe had, made, ſet, taxed, loſt, or forfeyted, by reaſon or occaſion of any matter or thyng conteyned in this acte, or in anye of the aforeſayde former actes, and the ſame Recordes to be well obſerued and kept, in ſuch ſort and order as the ſaid Commiſſioners, or foure of them, whereof two of them to be of the Quorum, ſhall thinke meete and conuenient.

And be it further enacted by thaucthoritie aforeſayde, that the ſaid Commiſſioners, or foure of them at the leaſte, ſhall by vertue hereof haue aucthoritie to make or cauſe to be made proces, for the leuying of all ſuche amerciamentes, fynes, ſummes of money, and forfeytures, that ſhalbe due to be payde by reaſon of any preſentment, iudgement, recogniſaunce, order, iniunction, aſſeſſment, default, or other matter, whatſoeuer had, made, geuen, or done, accordyng to the purport and entente of this eſtatute, as Juſtices of peace may do for any fynes or forfeytures before them. And the ſayde commiſſioners, or foure of thē, wherof two to be of the Quorum, ſhal yeerely at the feaſt of Saint Michael Tharchangel, make or cauſe to be made eſtreates, indented, of al ſuche forfeytures, penalties, fines, amerciamentes, and ſummes of money as ſhalbe due in the yeere next before the ſayde feaſt, vppon the forfeiture of any recogniſaunce, or for any of the cauſes or offences aboueſayde, the ſame eſtreates to be ſubſcribed and ſealed by the ſayde commiſſioners, or foure of them, wherof two to be of the Quorum: the one part therof to be ſent into the court of Exchequer at Weſtminſter within .xl. dayes after Michaelmas: and thother part therof to be deliuered to the Sheriffe of the Shire, whiche ſhalbe a ſufficient warraunt to him & his deputie, to leuie the ſame, in ſuche ſort as he ought or may leuie the ſummes conteyned in the eſtreates, to the Sheriffes, directed fourth of the court of the Exchequer, and the Sheriffe to diſcharge therewith his accompt.

And be it enacted by the aucthoritie aforeſayde, that if any offender ſhall once be condemned, and pay his fine or forfeyture, for any of the offences aforeſayde, in any court before any Juſtices or commiſſioner, hauing aucthoritie for that purpoſe: that then the ſayde offendour

dour or offendours, shall not eftsones be charged agayne for that offence beyng passed, but shall and may pleade his former payment, in barre thereof.

And be it further enacted by thauctho*r*itie afo*r*esayd, that the clarke or clarkes, that shall write the matters and reco*r*des before the sayde commissioners, shal take for the entry of pleas and other his doinges, such fees, and none other, as shalbe appoynted by the sayd commissioners, or foure of them, whereof two to be of the Quorum, and written in a table that shalbe fixed openly in the place where the sessions shal be kept, vpon payne that the sayd clarke so offendyng, shal lose and forfeit to the partie greued, treble the value of that which was so taken, and he or they that shal embesel any recognisaunce or reco*r*de, shall for euery suche offence lose and forfeyte. v. li. and be committed to p*r*ison, vntyl he shal pay the sayde summe of. v. li. and also make suche other recompence and satisfaction, as the sayde commissioners, or foure of them, whereof two to be of the Quorum, shall thinke conuenient.

Prouided alwayes and be it enacted by the auctho*r*itie afo*r*esayde, that this acte or any thyng therein conteyned, shall extende to charge any person or persons, that shal keepe any grounde in pasture, for the keeping of his or their owne ho*r*ses, kine, or other cattell, for the onely victuall to be spent in his or their house or houses.

And be it further enacted by thauctho*r*itie afo*r*esayd, that this acte nor any thyng therein conteyned, shall in any wyse extende to reedifie any chiefe mano*r* place, nor any other houses or buyldynges, but such as shalbe meete and conuenient for the farmers or tenauntes of any other farmholdes, or tenauntes, for the maintenance of the grounds, that be or shalbe assigned or layd to be occupied with the sayd houses, buylded and to be buylded accordyng to the intent of this estatute, by the discretion of the said commissioners, or foure of them, wherof two to be of the Quorum, nor shal extend to conuert to tyllage any ground not exceedyng fyue acres, which is or shalbe vsed and enclosed for any garden, orcharde, hoppyarde, rapeseede, or for Connies, for thonely p*r*ouision of any mans house, and to be spent in the same, and not beyng hurtful to the corne of any person or persons, other then the owners of the saide Connies, so that the said garden, orchard, hoppyard, or conigarth, shal lye adioynyng or nigh within one myle to the dwellyng house of the owner thereof, nor shall extende to conuert any grounde to tyllage, whiche is or shalbe left vntilled and not sowen with corne, by reason of the euylnesse, barenesse, or barennesse of the same, vntyll suche tyme as the sayde grounde shalbe apt and meete for tyllage, and to beare corne agayne, as by the sayd commissioners, or foure of them, whereof two to be of the Quorum, shalbe thought conuenient, this estatute or any other estatute to the contrary, notwithstandyng.

And

And be it further enacted by the aucthoritie aforesayde, that if any person or persons at any tyme after the Session of this present Parliament, shall conuert or turne to pasture any grounde nowe beyng earable, and keapt most commonly in tyllage for the space of twentie yeres last past before the Session of this present Parliament, and shal not eare and breake vp to tyllage as much other ground, nowe being pasture, within the sayde lordship, or parishe where the sayde grounde so conuerted doth lye, within one yere next after any such conuertion, and shal not keepe the sayd newe eared ground continually in tillage after any suche conuertion, vnlesse that for barrennesse thereof he or they shal conuert the same to pasture vpon the lyke order of earyng, so muche other grounde beyng pasture within the sayd lordship where such conuertion shalbe made, shal lose and forfeyte for euery acre conuerted into pasture contrarye to the fourme of this acte, yeerely fyue shillinges, the one halfe therof to the Kyng and Queenes Maiesties, and the other to hym or them that wyl sue for the same by byl, playnt, or information, in any court of recorde, wherein no essoigne, protection, or wager of lawe, shalbe allowed for the defendaunt. This acte to endure to the last day of the next Parliament.

An Acte for the keeping of melche Kine, and for the breeding and rearing of Calues.

The.iij.Chapter.

Forasmuche as of late yeeres a great number of persons within this Realme haue layde their landes, farmes, & pastures, to feeding of sheepe, oxen, runtes, schrubbes, steeres, and heifers, and such other lyke cattel, hauing no regarde or care to breede and reare vp young beastes and cattel, whereby is growen great scarsitie of cattell and victuall, necessarie for the sustenaunce of diuers sortes of people within this Realme, and more is lyke to be, yf speedie remedie be not prouided.

It is therefore by the aucthoritie of this present Parliament enacted, that euery person, whiche from the feast of the purification of our lady next ensuing, shal keepe or feede aboue the nūber of.vi.score shere sheepe for the most part of the yeere, vpon his or her seueral pastures, landes, feedinges, and farmes, apt or meete for melch kyne, and wherin no other person hath at the making of this present acte common for any cattell of any tyme of the yeere: shal by aucthoritie of this act, yeerely so long as he shall keepe or feede the sayde number of sixe score shere sheepe, for euery three score shere sheepe so kept or fedde, keepe one

melche

mylche cowe, and shal breede, and reare vp yeerely for euery fyre score there sheepe so kept, as is afore sayde, one calfe, vppon payne of forfayture for euery moneth, that any suche person, shal not for euery three score there sheepe, as is aforesayd, kepe or fede one mylche Cowe, twentie shyllinges for euery Cowe so not kept. And for lacke of rearyng, and breeding of one calfe, for euery fyre score there sheepe, to forfeyt like wise twentie shyllynges for euery Calfe so not reared and fed: and that euery person which after the foresayd feast of the Purification of our Ladye, vpon his or her seueral pastures as afore is said, shal keepe or feede aboue the number of twenty Oxen, Runtes, Scrubbes, Steres, Heyfers, or Kine, shal by aucthoritie of this acte, for euery ten beastes of the sayd sortes so kept or fedde, keepe & nourishe one mylche Cowe, and breede, reare, & wayne yerely, and keepe for one whole yere one Calfe, for euery two mylche Kyne so charged to be kept, vppon the seuerall paynes and forfeytures afore rehearsed, except the sayde Calfe, or Calues shal chaunce to dye within the sayde yeeres, without couin or fraude therto added, the one halfe of whiche sayd forfeytures, shalbe to the vse of our sayde Soueraigne Lord and Lady the kyng & Queenes Maiesties, and the other halfe to the vse of the partie, that within one yeere after the offence committed, wyl sue for the same in any of ỹ king and queenes Maiesties Courtes of recorde, or before the Justices of peace in the same shyre, where any such cause of forfeyture shalbe had, at the general Sessions (who by aucthoritie of this acte shall haue power to heare, and determine the sayde offences) by byl, information, presentment, action of debt, or detinue, in whiche action or suite, no essoigne, protection, wager of lawe, or licence to the contrary shalbe allowed.

Prouided alwayes, that this acte, nor any clause thereof, shalbe extended to bynde any personne to keepe mylche kyne, ne yet to breede or reare calues, as afore is expressed, for suche sheepe or other beastes, as the same person shal keepe and feede, to the intent onely to be spent in his or theyr house or houses, without fraude or couin: This acte to endure onely vnto the ende of seuen yeeres next folowyng the feast of the Purification of our Lady aforesayde, and from thence to the ende of the Parliament then next folowyng.

¶ *An acte for the extinguishment of the fyrst fruites, and* touchyng order and disposition of the tenthes of spiritual and ecclesiastical promotions, and of rectories, and personages impropriate, remayning in the Queenes Maiesties handes.

The .iiij. Chapter.

Here at a Parliament holden at Weſtminſter the third day of Nouember, in the .xxi. yeere of the raigne of our late Soueraigne Lorde kyng Henry the viii. and vpon prorogation there holden the third day of Nouember, in the xxvi. yeere of the ſayde late kyng, for the mayntenaunce of his royall eſtate, then beyng recogniſed the onelye ſupreme head in earth next and immediatly vnder GOD, of the Churche of Englande: It was enacted by the aucthoritie of the ſayde Parliament: that the ſayde kyng, his heyres and ſucceſſours, kynges of this Realme, ſhoulde haue and enioy from tyme to tyme, to endure for euer, of euery ſuch perſon & perſons, which at any tyme after the fyrſt day of Januarie then next comming, ſhould be nominated, elected, prefected, preſented, collated, or by anye other meanes appoynted to haue any Archbyſhoprieke, Byſhoprieke, Abbey, Monaſterie, Priorie, Colledge, Hoſpital, Archdeaconrie, Deanerie, Prouoſtſhippe, Prebende, Perſonage, Vicarege, Chaunterie, ffreechappel, or other dignitie, benefice, office, or promotion ſpiritual, within this realme, or els where within any of the kings dominions, of what name, nature, or qualitie ſo euer they were, or to, or of whoſe foundation, patronage, or gyft ſoeuer they belonged, the firſt fruites, reuenues, and profites, for one yeere of euery ſuche Archbyſhoprieke, Byſhoprieke, Abbey, Monaſterie, Priorie, Colledge, Hoſpitall, Archdeaconrie, Deanerie, Prouoſtſhyp, Prebende, Parſonage, Vicarege, Chaunterie, ffreechappel, or other dignitie, benefice, office, or promotion ſpiritual, aforenamed, whereunto any ſuche perſon or perſons, ſhoulde after the ſayde fyrſt day of Januarie be nominated, elected, prefected, preſented, collated, or by any other meanes appoynted, and that euery ſuche perſon and perſons, before any actual or real poſſeſſion medling, or with the profites of anye ſuche Archbyſhoprieke, Byſhoprieke, Abbey, Monaſterie, Priorie, Colledge, Hoſpital, Deanerie, Prouoſtſhip, Prebende, Parſonage, Vicarege, Chaunterie, ffreechappel, or other dignitie, benefice, office, or promotiō ſpiritual, ſhould ſatiſfie, contente, and paye, or compounde or agree to paye to the kynges vſe, at reaſonable dayes vpon good ſureties, the ſayde fyrſt fruites and profites, for one yeere.

And where further in the ſayde parliament, it was enacted by auctoritie aforeſayd, that the ſayd kyng, his heyres, and ſucceſſours, kynges of this realme, for more augmentation and mayntenaunce of the royall eſtate of the imperial crowne and dignitie of ſupreme head,

ſhoulde

shoulde yeerely haue, take, reteyne, and enioy, vnited and knit to his imperial crowne for euer, one yeerely rent or pention, amountyng to the value of the tenth part of al the reuenues, rentes, farmes, tythes, oblyrynges, emolumentes, and of al other profites, as wel called spiritual, as temporal, then appartaynyng or belongyng, or that from thencefoorth shoulde belong to any Archbyshoprieke, Byshoprieke, Abbey, Monasterie, Priory, Archdeaconry, Deanery, Hospital, Colledge, house Collegiat, Prebende, Cathedral Churche, Collegiat Churche, Conuentual Church, Personage, Vicarege, Chaunterie, Freechappel, or other benefice or promotion spirituall, of what name, nature, or qualitie soeuer they were, or be within any diocesse of this realme, or in Wales, the sayde pention or annual rent, to be yeerely payd for euer to the sayde late kyng, his heyres & successours, kynges of this realme, at the feast of the Natiuitie of our Lorde God. And that the fyrst payment thereof, shoulde begin at the feast of the Natiuitie of our Lorde God, whiche then should be in the yere of our Lord God, a thousande fiue hundred, thirtie and fiue, and to be payde yerely by such as should be appoynted to haue the collection thereof, by the same acte, in suche maner and fourme, as shoulde after that tyme be limitted by the sayd acte, before the fyrst day of Apryl next folowing after the sayde feast of the Natiuitie of our Lorde, as in the sayd acte amongst other thynges more playnely appeareth.

The Kyng and the Queenes most excellent Maiesties, for dyuers vrgent consyderations therein theyr honours and consciences specialiye mouyng, wyl that it be enacted, & therefore be it enacted by auctoritie of this present parliament, that all paymentes of the sayde fyrste fruites, shal from henceforth cease, and be clearely extinct and determined for euer. And that alwel all and singuler archbyshoprickes, byshoprickes, & other benefices, dignities, and promotions spirituall afore, charged and chargeable to and with the paymentes of the fyrst fruites, as al and euery possessour, owner, and incumbent of the same, and theyr successours, shal from, and after the eyght day of August last past, and so from thencefoorth at al tymes, for euer be clearely exonerat, acquited and discharged against our sayd soueraigne Lorde and Lady, of and from the payment and paymentes of al and euery the sayd fyrst fruites, in as ample and large maner and fourme, as they were before the makyng of the sayde acte, and as though the same act had neuer ben had, ne made.

Prouided alwayes, and be it enacted by the auctoritie aforesayde, that this act, or any thyng therein conteyned, shal not in any wyse extende to extinguishe, or discharge any recognisaunce, or other bonde obligatorie, or any payne, penaltie, debt, or forfeiture, had, made, or due

to the queenes highneſſe, her heyres, & ſucceſſors, at any time before the ſayd. viii. day of Auguſt laſt paſt, for, & concernyng the ſaid firſt fruites.

And where as ſince the ſayde. xxvi. yeere of the ſayde late kyng Henry the eyght his Maieſtie, and the late kyng Edwarde the fyrſt, and our ſayde ſoueraigne Lord and Ladye, the king and the Queenes Maieſties, or any of them, haue before this tyme by theyr ſeueral and ſundry letters patentes, geuen, graunted, and aſſured, aſwel vnto ſundrye Byſhoppes, and theyr ſucceſſours, as to dyuers Cathedrall Churches, Deanes, and Chapters, Colledges, and other eccleſiaſtical and ſpiritual perſons, and Corporations, and theyr ſucceſſours, dyuers manours, landes, tenementes, rectories, perſonages, tythes, glebe landes, and other hereditamentes, to holde in pure and franke almoigne, or by any other tenure, and to paye yeerely vnto theyr Maieſties, theyr heyres and ſucceſſours, one yeereſy rent in the name of a tenth, or the tenth part of the yeerely value of the ſame, as by the ſayde ſeueral patentes more at large doeth appeare.

Our ſayde Soueraigne Lord and Lady, the Kyng and Queenes Maieſties that nowe are, further wyllen that it be enacted, and be it enacted by thaucthoritie of this preſent parliament, that the ſaide perpetual pention, annual rent, or tenth, mentioned and conteyned in the ſayde acte, made in the ſayde. xxvi. yeere of the raigne of the ſayde late kyng Henry the eyght, and the ſayd ſeueral rentes and tenthes reſerued vpon the ſayde letters patentes, for, and in the name of a tenth, or any of them, from and after the feaſt of S. Michael tharchangel laſt paſt, ſhal not be payd, or payable vnto theyr Maieſties, her heyres and ſucceſſors, and that aſwel al and ſinguler the Archbyſhopricks, Byſhopricks, and other the benefices, dignities, Deanes and Chapters, Colledges, Corporations, and ſpiritual promotions aforeſayde, as al & euery poſſeſſour, owner, proprietaries, and incumbent of the ſame, and their ſucceſſours, and euery of them, from, and after the ſayd feaſt of Saint Michael tharchangel laſt paſt, ſhal be clearely exonerate, acquited, and diſcharged of, and for the payment of the ſayd perpetual pention, annual rent, or tenthes aforeſayde, and of the ſayd tenthes reſerued vppon the ſayde letters patentes, and of euery of them, againſt our ſayd ſoueraigne lord and Lady, and the heyres and ſucceſſours of the queene, to thintent that the ſame ſhalbe ordered vſed, and diſpoſed in maner and fourme, as hereafter in this acte ſhalbe expreſſed. And for the better declaration of their Maieſties good and godlye diſpoſitions in ỹ premiſſes, their highnes doeth by aucthoritie of this preſent parliament, clearely geue ouer, renounce, and relinquiſh from them, and the heyres and ſucceſſours of the Queenes highneſſe, the ſayde perpetuall pention, annual rent, and tenthe, and

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the sayde rentes reserued nomine decime, vpon the sayd seueral letters patentes, & al theyr ryght, title, and interest, which they or the said heyres or successours of our said soueraigne Lady the queene, haue, or may haue in or to the same. And where diuers and sundry rectories, parsonages, and benefices impropriate, glebe landes, tithes, oblations, pentions, portions, and other profites, and emoluments, ecclesiastical and spiritual, to the same, or any of them belonging, & the reuertion and reuertions of diuers of them, since the .xx. yeere of the raigne of the sayd late kyng Henry the .viii. came vnto the handes & possession of the sayd late kyng: and lyke wyse since his death vnto the handes of the sayde late kyng Edwarde the sixt, and after vnto the handes and possession of the kyng and queenes maiesties that now are, as in the right of her kyghnesse, of an estate of inheritaunce: theyr Maiesties, like good catholique and christian princes, earnestly tenderyng the instruction of theyr people in true and sincere doctrine, and therewithal waying the pouertie and scarsenesse of lyuyng, of many and sundrie benefices and cures within this realme, & other theyr dominions, by reason whereof sufficient and hable curates can not be gotten to serue the same, lyke wise willen that it be enacted.

And therefore be it enacted by the auctoritie of this present parliament, that their maiesties, and the heires and successors of the queenes kyghnesse, shal not from the feast of S. Michael tharchangel last past, receyue, perceyue, take or enioy any the issues, reuenues, profites, or commodities of the sayde rectories, personages, benefices, glebe lands, tithes, oblations, pentions, portions, and other profites, and emolumentes ecclesiastical and spiritual aforesayde, or any of them, or of the reuertion or reuertions of them, or any of them, but doeth from & after the sayde feast, clearely geue ouer, renounce, and relinquishe by the auctoritie aforesayde, the sayd rectories, personages, benefices, glebe landes, tithes, oblations, pentions, portions, and other profites and emolumentes, ecclesiastical and spiritual aforesayde, & euery of them, and the reuertion and reuertions of them, and euery of them, and al theyr ryght, title, vse, interest, and demaunde, of, in, or to the same, from them, and the heyres and successours of the queenes maiestie for euer, to be vsed, imployed, ordered, and disposed, in maner and fourme as in this act hereafter is expressed and declared.

Prouided alwayes, and be it enacted by thauctoritie of this present parliament, that this act or any thing therein conteyned, shal not in any wise extend to extinguish, discharge, or geue away any of thissues, tenements, or profites of the said rectories, personages, & benefices impropriate, glebe landes, tithes, oblations, pentions, & portions aforesayd, or any arrerages of rentes of the same, or the arrerages of any of

the ſaid ſeueral tenthes beſore ſpecified, or of any part or parcel ther-of, due vnto theyr maieſties, her heyres and ſucceſſors, at the ſayd feaſt of Michael tharchangel laſt paſt, or any tyme beſore the ſayd feaſt, but that their highneſſes, their heyres & ſucceſſours, ſhal haue, receiue and enioy all and ſinguler the ſayde arrerages of the ſayde rentes, and ſeueral tenthes, due at, or beſore the ſayde feaſt, in lyke maner and ſourme, as yf this acte had not ben made: any thyng beſore mentioned, lawe, vſe or cuſtome, to the contrary, notwithſtandyng.

Prouided alſo, and be it enacted by thaucthoritie aforeſayde, that this act, or any thing therein conteyned, ſhal not in any wyſe extende to extinquiſhe, diſcharge, or geue away any yeerely rente, reſerued, for, and in the name of a tenth, vppon any letters patentes, heretofore made and graunted by our ſayde Soueraigne Lorde kyng Henry the eyght, kyng Edwarde the ſixt, and by our Soueraigne Lord and Lady the kyng and queenes Maieſties, or by any of them, to any perſon or perſons, and to theyr heyres, or in fee tayle, general or ſpeciall, or for ter me of lyfe, lyues, or yeeres, or to any bodyes politique & corporate, and to theyr ſucceſſours, other then to ſpiritual and eccleſiaſtical corporations, and to theyr ſucceſſours, but that the kyng and queenes maieſties, her heyres & ſucceſſours, ſhal haue, perceyue, and enioy all and ſinguler the ſayde rentes ſo reſerued, vppon anye of the ſayde letters patentes, not beyng made and graunted to any ſpiritual or eccleſiaſtical perſons and corporations, and to theyr ſucceſſours as is aforeſayde, in lyke maner and ſourme as yf this acte hadde neuer benne made.

And where the kyng and the Queenes Maieſties ſtande charged for the payment of ſundrie rentes, pentions, annuities, corrodies, fees, and other yeerely paymentes, ſeuerally graunted, aſwell by dyuers and ſundry late abbots, priors, maiſters of Colledges, maiſters of hoſpitalles, chauntrie prieſtes, and other eccleſiaſtical and ſpirituall perſons, beſore the diſſolution of theyr houſes, to diuers and ſundrie perſons, ſeuerally or ioyntly, for terme of lyfe, lyues, or yeres, as alſo by her ſayde father kyng Henry the eyght, and by her ſayde brother kyng Edward the ſixt, and by her maieſtie, or by any of them, to dyuers and ſundry religious perſons, and others ſeuerally or ioyntly, for terme of lyfe, lyues, or yeeres: the names of al whiche perſons, togeather with thyr ſeueral yerely rentes, pentions, annuities, corrodies, fees, & yerely paymentes, & profites, ſhalbe ſpecially and particularlye ſet foorth and conteyned in a certayne booke indented, whereof the one counterpayne to be ſigned by our ſayde Soueraigne Lady the queene, and the other with the ſigne manuel of the moſt reuerende father in God Raignold Poole Cardinal and legate de latere, of the Popes holynes,

and

and of the sea apostolique, specially sent vnto theyr Maiesties, and to theyr kyngdomes and dominions, to the intent our sayde Soueraigne Lord and Lady ỹ kyng and Queenes Maiesties, theyr heyres, and successours, shoulde be from the sayde feast of Saint Michael the archangel last past, and at all tymes from hencefoorth, clearely exonorated, acquitted, discharged, and saued harmelesse, of, and from the payment of the sayde rentes, pentions, annuities, corrodies, fees, and yeerely paymentes aforesayde. Our sayde soueraigne Lorde and Lady the kyng and the Queenes Maiesties are pleased, and contented that it be enacted.

And therefore be it enacted by the aucthoritie of this present Parliament, that suche, and so many of the Cleargie of this Realme, as the sayd Lord Legates grace shall from tyme to tyme name and appoynt, and the successours of them, and euery of them (yf it shal so please ỹ said Lorde Legates grace to name, appoynt, and assigne them) shall from the sayde feaste of Saint Michael last past, and so from thencefoorth from tyme to tyme, vntyll the sayde rectories, personages, and benefices impropriate, and other the sayde spiritual profites, shalbe otherwyse ordered, vsed, and imployed by the assignement of the sayde Lorde Legates grace, as hereafter is expressed and declared, haue, take, perceyue, and receyue, aswell all and singuler the sayde perpetuall pention, annual rentes, or tenthes, and euery of them, at suche dayes and tyme, and by all suche wayes and meanes, as the same is limitted and appoynted to be payde, eyther by the sayde seuerall letters patentes, or by the sayd former estatute, made in the sayd. xxvi. yeere of kyng Henry the. viii. or by any other estatute made for ỹ concernyng the true payment of the sayde tenthes, or any of them, as also all and singuler the issues, reuenues, profites, and commodities, of, and in all and singuler the sayde rectories, personages, and benefices impropriate, glebe landes, tythes, oblations, pentions, portions, and other profites and emolumentes ecclesiasticall and spirituall aforesayd, ỹ of the reuertion and reuertions thereof, when they shall fall, by all suche wayes, remedies, and meanes, for the leuying and recouerie of the rentes and profites of the sayde premisses, as our sayde Soueraigne Lord and Lady, her highnesse heyres, and successours, shoulde or myght haue done yf the sayde premisses hadde styll continued in theyr Maiesties handes and possession, to this vse and intente and purpose folowyng: that is to say, that suche, and as many of the Cleargie of this Realme, and theyr successours, as the sayde most reuerende father, the Lorde Legates grace shall name and appoynt, as is aforesayde, shall therewith satisfie, contente, and paye, or cause to be satisfied, contented and payde, to all and euery the sayde religious personnes, and others named within the sayde booke indented, whiche at this tyme

tyme haue or ought to haue any pention, corrodie, annuitie, yeerely rent, profite, or fee, for terme of lyfe, lyues, or yeeres, as is aforeſayde, all and ſinguler theyr ſaide pentions, corrodies, annuities, rentes, or fees, at ſuche dayes and tymes as is limitted and appoynted by ſeuerall letters patentes, or other wrytynges or grauntes to them made, and in ſuch maner and fourme, as our ſaide Soueraigne Lorde and Lady the Kyng and Queenes highneſſe, her heyres, and ſucceſſours, ſhould or ought to haue payde the ſame, yf this acte had neuer ben hadde ne made, any thyng before mentioned to the contrary, notwithſtanding.

And that they ſhal exonorate, acquite, and diſcharge, or ſaue harmeleſſe the ſayde Kyng and Queenes Maieſties, and her heyres, and ſucceſſours, Kynges of this Realme, of and for the payment of all and ſinguler the ſayde pentions, annuities, corrodies, and fees, and ſhalbefurther bound for the aſſurance thereof, as ſhalbe deuiſed by theyr Maieſties, with the aſſente of the ſayde Lorde Legate: any thyng before mentioned to the contrary, notwithſtandyng. And to the intent the poore benefices and cures of this Realme, and other the Dominions thereto belongyng, may be hereafter furniſhed with good and able curates to inſtruct the people with good and ſincere doctrine, and to be able to maynteyne hoſpitalitie, and for and to other godly intentes and purpoſes to be done within this Realme: our ſaide Soueraigne Lorde and Lady the Kyng and Queenes Maieſties, of theyr moſte gratious diſpoſitions, are pleaſed and contented, and wyllen that it be enacted.

And be it enacted by the aucthoritie aforeſayde, that the ſaide Lorde Legate, ſhall and may diſpoſe, order, imploye, and conuert the ſayde rectories, perſonages, and benefices impropriate, glebe landes, tithes, oblations, pentions, portions, and other the ſayde profites, and emolumentes, eccleſiaſtical and ſpirituall, to & for the encreaſe & augmentation of liuynges of the incumbentes of the ſayd, or other poore cures & benefices, or otherwyſe, for ỹ fynding of preachers, or the exhibition of ſchollers within this Realme, and dominions of the ſame, as by the godly wyſdome and diſcretion of the ſayd Lord Legate ſhalbe thought moſt meete & conuenient: Sauing to al & euery perſon & perſons, bodyes politike and corporate, and theyr heyres, aſſignes, and ſucceſſours, and euery of them, other then our ſayd Soueraigne Lorde & Lady the Kyng & Queenes Maieſties, and the heyres & ſucceſſours of ỹ queenes highneſſe, al ſuch perſonages, nominatiõs, preſentations, aduouſons, ryght, title, poſſeſſion, intereſt, reuertion, remainder, entre, condition, fees, offices, rents, annuities, cõmons, leaſes, liberties, & al other commodities, thing & thinges, profites, and hereditamentes what ſo euer, in lyke maner & fourme, to al intentes, conſtructions, and purpoſes, as they or any of them, ſhould, might, or ought to haue had, in, or out of

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any of the sayd tenthes, personages, rectories, benefices, bicareges, tythes, pentions, portions, oblations, obuentions, or in, or to any ỹ premisses, or any part thereof, in as ample and large maner as yf this act had neuer ben had, ne made.

Prouided alwayes, and be it further enacted by the aucthoritie of this present Parliament, that immediatly after the decease of the sayd persons named in the said booke to be indented, and the determination of their seueral estates & rightes in and to the saide annuities, fees, rentes, and corrodyes, the sayd payment of the sayd perpetual pention, annual payment, or tenth, & of the sayde tenthes & rentes reserued nomine decime, vpon any letters patentes, made vnto ecclesiasticall and spiritual persons aforesayd, shal vtterly cease & be determined for euer, any thyng herein conteyned to the contrary in any wyse, notwithstandyng.

And be it further enacted by the aucthoritie of this present Parliament, that all and singuler person and personnes, bodyes politike and corporate being spiritual and ecclesiasticall, and theyr successours, and euery of them, which shal hereafter haue and enioy any of the said rectories, personages, and benefices impropriate, glebe lands, tythes, oblations, pentions, portions, and other profites and emolumentes Ecclesiasticall and Spirituall aforesayde, shall and may haue, and enioy, by aucthoritie of this acte, lyke aduantages, meanes, benefites, actions & remedies agaynst the leasees & grauntees, theyr executours, administratours, or assignes, and euery of them, by entre for none payment of rent from henceforth to be due, or for any wast hereafter to be done, or for breache or not performyng of any condition or couenant, or agreement from henceforth to be performed, fulfilled, or done, conteyned and expressed in the indentures of the sayde leases or grauntes, agaynst al & euery the saide leasees, fermers, and grauntees, and theyr executours, administratours, & assignes, and euery of them, as yf the sayd person and persons, bodyes politike and corporate, spirituall and ecclesiastical, theyr successours, and euery of them, shoulde and myght haue had yf they had ben partie or priuie to the said indentures, leases, and grauntes: and lyke wyse that all & euery the sayd fermors, leasees, and grauntees, theyr executours, administratours, and assignes, and euery of them, shal and may haue and enioy such part of the premises, as is conteyned in theyr lease or leases, graunt or graũtes, during such tyme as is mentioned and limitted in any suche lease or leases, graunt or grauntes, yeldyng and paying the yeerely rentes and seruices reserued vppon the same lease or leasees, and performyng all and singuler couenauntes and agreementes, specified in euery suche lease & graunt: the whiche on the leasees part are to be obserued and kept, and further, shal haue lyke action, aduantage, benefite, and remedie agaynst

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all and euery the ſayde perſonne and perſonnes, bodyes politike and corporate, ſpirituall and eccleſiaſticall, and theyr ſucceſſours, and euery of them, whiche ſhall haue and enioye any part of the premiſes, for any condition, couenaunt, graunt, or agreement hereafter broken, or not perfourmed, conteyned, and expreſſed in theyr ſeuerall indentures of theyr leaſes and grauntes, or any of them, the which on the part and behalfe of the leſſours, are to be obſerued and kept, as the ſame leaſſes or grauntes, or theyr executours, adminiſtratours, and aſſignes, or any of them, myght or ſhould haue had agaynſt the ſayd perſon or perſons, bodyes politike and corporate, eccleſiaſticall and ſpirituall, and theyr ſucceſſours, or any of them, yf they had ben both partie and priuie to the ſayde indentures, leaſſes, and grauntes.

Prouided alſo, and be it enacted by the auctoritie aforeſayde, that this act, or any thyng therein conteyned, ſhall not extend to take away from our ſayde Soueraigne Lady the Queene, her heyres, and ſucceſſours, the Patronages of any Vicarege belongyng to any of the foreſayd perſonages and rectories impropriate, but that her highneſſe, her heyres, and ſucceſſours, ſhal continue and remayne patrone, and patrons of the ſayde Vicarages, in maner and fourme as yf this acte had neuer ben had, ne made: any thyng before mentioned to the contrary, notwithſtandyng.

And be it further enacted by the auctoritie aforeſayd, that yf it happen any of the ſayde rectories and perſonages impropriate, whereof there is no Vicar, or that hath vicarages indowed, and the patronage of the ſame apparteyneth vnto the Queenes maieſtie, her heyres, and ſucceſſours, to be hereafter diſapropriate and made preſentable, or otherwiſe imploied as is aforeſaid, that then her highneſſe, her heyres, and ſucceſſours, ſhal by vertue of this acte, be iudged and deemed very and vndouted patrons of euery ſuche rectorie and perſonage diſapropriated, and made preſentable: this acte, or any other lawe, vſe, or cuſtome to the contrary in any wyſe, notwithſtandyng.

And be it further enacted by the auctoritie of this preſent Parliament, that yf it fortune any of the ſayde rectories & perſonages impropriate, & patronages of the Vicarege, wherof doth, or ſhall apparteyne vnto any perſon or perſons, bodyes politike & corporate, other then to our ſayde Soueraigne Lady the Queene, her heyres, & ſucceſſours, to be hereafter diſapropriated and made preſentable: that then in euery ſuch caſe, the ſayd perſon and perſons, bodyes politike and corporate, the whiche then ſhalbe patrons of the ſayd Vicareges, ſhalbe patrons of the ſayd perſonage ſo diſapropriated, in lyke eſtate, degree and condition, as they were of the patronage of the vicarege before the ſayde diſapropriation of the ſaid rectorie or rectories impropriated: any thing in this acte, or any law, or cuſtome to the contrary notwithſtandyng.

Prouided

Prouided also, and be it enacted by the auctho*r*itie afo*r*esayde, that when, & as often as any person o*r* persons, to whom the said pen-tions, annuities, co*r*rodyes, o*r* fees afo*r*esayde, o*r* any of them doo be-long, shalbe payde thereof, by the auctho*r*itie of this act, o*r* other wyse satisfied by any o*r*der that shalbe taken vppon the same, by any other then the Queenes Maiestie, her he*r*es, o*r* succes-sours: that then suche person o*r* persons, o*r* any of them so payde o*r* other-wyse satisfied, shall not demaunde the same agayne of the Kyng o*r* Queenes Maiesties, her he*r*es, o*r* succes-sours, no*r* shalbe double payde of the same, the pro-uision and o*r*der of payment thereof befo*r*e specified, o*r* any other thing herein conteyned to the contrary, notwithstandyng.

Prouided also, and be it further enacted by the auctho*r*itie afo*r*e-sayde, that yf it fo*r*tune the sayde Lo*r*de Legate, to decease befo*r*e suche tyme as the contentes of this act, limitted and appoynted to his grace to be done, be fully accomplished and executed, that then it shalbe la-full vnto the Archbyshoppes of Canterburie and Yo*r*ke, fo*r* the tyme beyng, and to the eldest Byshoppe of this Realme by consecration, and in the tyme of the vacation of the sayde Archbyshop*r*ickes, o*r* of eyther of them, then to the Deane and Chapter of the seas, o*r* sea so voyd, du-ryng the sayde tyme of vacation, and to the sayd eldest Byshoppe, fo*r* the tyme beyng, to do, execute, and accomplishe al and euery thing and thynges, touchyng the o*r*der and disposition of the p*r*emisses, as ỹ sayd most reuerende father the Lo*r*de Legate, shal in his lyfe tyme limitte, assigne, and p*r*escribe vnto them, and as his grace shoulde o*r* myght haue done. And that the sayde Archbyshops, and Byshop, o*r* the sayde Deanes and Chapters in the tyme of vacation, and the sayde eldest Byshoppe as is afo*r*esayde, shall from tyme to tyme after the discease of the sayde Lo*r*de Legate, haue full po*w*er and auctho*r*itie by vertue of this acte, to doo and execute all and euery thyng and thynges tou-chyng the o*r*der and disposition of the sayde p*r*emisses, accordyngly as it shalbe p*r*escribed vnto them by the sayde Lo*r*de Legate, and as the sayde Lo*r*de Legates grace shoulde o*r* myght haue donne yf he had ly-ued: any thyng befo*r*e mentioned to the contrary, notwithstan-dyng

And where as diuers and sundry of the sayde rectories, personages, and benefices impropriate, glebe landes, tithes, oblations, pentions, portions, and other profittes and emolumentes Ecclesiasticall and spirituall, haue benne he*r*etofo*r*e demised and graunted to sundry per-sonnes fo*r* terme of lyfe, lyues, o*r* yeeres, as well by diuers and sundrye late Abbotes, Priors, Maisters of Hospitals, and Colledges, and other Religious and Spirituall personnes, and Gouernours, befo*r*e the dyssolution of they*r* seuerall Houses, and Places, as synce, by the sayde late Kyng Henrye the eyght, Kyng Edwarde the

sixt,

the ſixte, and by our Soueraigne Lorde and Lady the kyng and the Queenes Maieſties, or by any of them, and in and by the ſayde leaſes and grauntes, there is alſo comprehended and demiſed togeathers with the ſayd premiſes, or with ſome part of the ſame, diuers and ſundry manours, landes, tenementes, and other hereditamentes, and vpon ſome of the ſayd leaſſes and grauntes, is one whole entire & yerely rent reſerued for the ſayde ſpiritual poſſeſſions, and for the ſaid other manours, landes, tenementes, and hereditamentes, therewith alſo graunted and letten, as by the ſayde ſeuerall leaſſes and grauntes, it may appeare, or be duely prooued. And where alſo diuers of the ſayde rectories, perſonages, benefices impropriate, and other the ſpirituall poſſeſſions aforeſayde, haue ben heretofore of ſo long continuaunce & tyme, demiſed, letten, and occupied togeather with manours, landes, tenementes, and other hereditamentes, and ſo ioyntly occupied and vſed, that it is to be doubted that ſome ambiguitie, queſtion, and controuerſie may hereafter ryſe and growe, aſwell for the diuiſion, and ſeueraunce of the glebe landes, and other poſſeſſions, or diuers of the ſayde rectories, and perſonages. from other the ſayde manours, landes, tenementes, and hereditamentes, whiche haue ben ioyned with the ſame, in leaſe, and occupation, as for the appoꝛcioning and rating of the ſayde whole and entire yerely rentes reſerued vpon ſuche leaſes as is aforeſayde: For the auoydyng of whiche ambiguities, queſtions, and controuerſies, and to the intent a good indifferent rate & appoꝛciament of the ſayd entire rent may be made accordyng to the quantitie of the ſayde ſpiritual poſſeſſions ſo letten, and that the glebe landes of the ſayde rectories and perſonages, and other the ſayde ſpiritual poſſeſſions, ſo letten, with other landes and poſſeſſions as is aforeſayd, may hereafter be knowen, diuided, & vſed in ſeueraltie from the other temporall poſſeſſions where with they be letten, ſo that ſuch ſpirituall perſons as ſhalbe incumbentes, or owners of the ſayd ſpirituall poſſeſſions, may haue, enioy, and receyue the ſame, and other profits & rentes thereof in ſeueraltie, from the other temporall poſſeſſions aforeſayde, without any interruptiõ or queſtion, according to the kyng & queenes maieſties moſt godly intent and meanyng: Be it therefore enacted by the auctoꝛitie of this preſent Parliament, that in all caſes where the ſayde rectories, glebe landes, and ſpiritual poſſeſſions, or any part thereof, is let, demiſſed, or graunted with any of the ſayde manours, landes, tenementes, or hereditamentes temporall, vnder one rent vndiuided: or where the ſayd glebe landes and ſpirituall poſſeſſions are not certaynely knowen diuided, or ſeuered from the other temporall poſſeſſions therewithall alſo letten, graunted, and occupied, ſeuerall commiſſions ſhalbe from tyme to tyme awarded out of the Court of the Exchequer, to ſixe indifferent perſons, wherof three to be of the ſpiritualtie,

ritualtie, and three to be of the temporaltie, geuing them aucthoritie by vertne of the same, to cal before them twelue good and indifferent men inhabiting within the Countie, wherof euery of them shal haue landes, tenementes, or hereditaments, of estate of freehold, to the yerely value of fiue pounde at the least, where the sayde rectories, glebe landes, and spiritual possessions doo lye, and the same twelue vppon theyr othes, shal indifferently diuide and seuer by sufficient meetes and bondes, the sayde glebe landes of the sayde rectories, and other spiritual possessions, from the other landes and possessions with the same letten, and to rate and apportion howe muche yeerely rent shal be yeerely payde for the sayde rectories, and other spiritual possessions so letten, and howe muche yeerely rente shalbe payde for the sayde Manours, Landes, Tenementes, or other temporall Hereditamentes, there withal letten and graunted, as the same twelue shal vppon theyr othes and consciences, thinke and iudge to be accordyng to the quantitie and value of the thinges so letten and graunted: and the rating, diuision, and apportioning of the sayde entire rent, and the seueraunce and diuision, as wel of the sayde glebe landes, and spiritual possessions from the other manours, landes, tenementes, and hereditamentes temporal, as also of the saide mauours, landes, tenementes, and hereditamentes temporal, from the sayde glebe landes, and spiritual possessions, being certified vnder theyr seales, and the seales of the sayde Commissioners into the sayd court of Exchequer, shalbe as good and effectual in the lawe, as yf the sayde rate or apporciament of the sayde rent, or the diuision and seueraunce of the sayde manours, landes, tenementes, and hereditamentes, had ben made and done by thaucthoritie of this present parliament, any lawe, vse, or custome, to the contrary, notwithstandyng.

¶ *An acte for the releefe of the poore.*

The .v. Chapter.

TO the intent that idle and loyteryng persons and valiaunt beggers may be auoyded, and the impotent, feeble and lame, whiche are the poore in very dede, should be hereafter wel prouided for:

Be it enacted by the kyng and Queene our Soueraigne Lorde and Lady, with the assent of the Lordes spiritual and temporal, and the commons in this present parliament assembled, and by the aucthoritie of the same, that the statute made in the xxii. yeere of ẏ late kyng of famous memory king Henry the .viii. & also ẏ estatute made in the .iii. & .iiii. yeeres of the raigne of the famous

kyng Edwarde the ſyxte, concernyng beggers, vacaboundes, and idle perſons, & euery article, clauſe, braunche, ſentence, and other thynges conteyned in them, and in eyther of them, other then ſuch thynges as ſhalbe by this preſent acte otherwyſe ordeyned and prouided for, ſhall ſtande, remayne, and be in theyr full force and effect, and ſhalbe alſo from henceforth iuſtly and truely put in execution, accordyng to the true meanyng of the ſayde ſeuerall ſtatutes, and eyther of them.

And further be it enacted by the auctoritie aforeſayde, that yeerely on ſome one holy day in the Chriſtmas, in euery citie, Borough, and towne corporate, the Maior, Bayliffes, or other head officers for the tyme beyng, and in euery other Paryſhe of the countrey, the Parſon, Vicar, or Curate, and the Churchewardens, hauyng in a regiſter or booke, aſwell all the names of the inhabitauntes and houſholders, as alſo the names of al ſuche impotent, aged, and needie perſons, as beyng within theyr Citie, Borough, Towne corporate, or paryſhe, are not able to lyue of them ſelues, nor with theyr owne labour, ſhall openly in the Churche, and quietly after deuine ſeruice, call the ſayde houſholders and inhabitauntes togeather, among whom the Maior, or other head officer, and two of the cheefe inhabitauntes in euery ſuch cities, boroughes, and townes corporate, ſuche as the Maior, or other head officer, ſhall thynke meete, and the Parſon, Vicar, or Curate and Churchwardens, in euery other Paryſhe, ſhall electe, nominate and appoynt yeerely two able perſons or moe, to be geatherers and collectours of the charitable almoſe, of all the reſidue of the people inhabityng within the Paryſhe, whereof they be choſen Collectours, for the releefe of the poore: whiche Collectours, the Sunday nexte after theyr election, or the Sunday folowyng, yf neede require, when the people are at the Churche, at deuine ſeruice, ſhall gently aſke and demaunde of euerye man and woman, what they of theyr charitie will be contented to geue weekely towarde the releefe of the poore, and the ſame to be wrytten in the ſayde regiſter or booke, and the ſayde geatherers ſo beyng elected and choſen, ſhal iuſtly geather, and truely diſtribute the ſame charitable almoſe weekelye by them ſelues or theyr aſſignes, to the ſayde poore and impotent perſons of the ſayde cities, boroughes, townes corporate, and Paryſhes, without fraude, or couin, fauour, or affection, and after ſuche ſorte, that the more impotent may haue the more helpe, and ſuche as can geat part of theyr lyuyng, to haue the leſſe, and by the diſcretion of the Collectours to be put in ſuche labour as they be fit and able to do, but none to goe or ſit openly a beggyng, vppon payne limitted in the aforeſayde eſtatutes.

Be it alſo enacted by thauctho[r]itie aforeſayde, that no perſonne or perſons ſo elected, nominated, & appoynted to be geatherer, or geatherers

rers as is aforesayde, shal refuse the sayd office, but shal iustly and truelye execute the same, by the space of one whole yeee next ensuing, vpon payne to forfeyte. xl. shyllynges to the almes boxe of the poore, to be leuied by the Churchwardens, where they or he dwelleth, of the goodes of the sayde geatherer or geatherers, so refusyng by distresse.

And further be it enacted by the aucthoritie aforesayde, that the sayde geatherers or Collectours, shal make theyr iust accompt quarterly, to the Maiors or cheefe officers of the sayde Cities, Boroughes, & Townes corporate: and in euery parishe of the countrey to the parson, vicar, or curate, & churchwardens of the parish, at which accompt such of the parish as wyl, may be present, & when they goe out of theyr office, they shal delyuer, or cause to be delyuered forthwith vpon thend of theyr accomptes, al suche superplusage of money, as then shall remayne of theyr collection vndistributed, to be put in ẏ common chest of the Churche, or in some other safe place, to the vse of the poore, at the ouersyght and discretion of the Maiors, Officers, & other before mentioned. And if the sayde Collectours, or any of them, do refuse to make theyr sayde accompt within eyght dayes, then the byshoppe of the diocesse, or the ordinarie of the place, shal haue aucthoritie by vertue of this acte, to compel the sayde person or persons, by censures of the Churche, to make theyr sayd accomptes before such persons as the sayde Byshoppe, or Ordinarie shall appoynt, and to make immediate payment of the summes wherewith by determination of the sayde accompt they shalbe charged.

And be it further enacted by the aucthoritie aforesayde, that if any person or persons, beyng able to further this charitable woorke, do obstinately & frowardly refuse to geue towards the helpe of the poore, or do wylfully discourage other from so charitable a dede, the Parson, Vicar, or Curate, and Churchwardens of the parishe, wherein he dwelleth, shal then gently exhort hym or them towardes the releefe of the poore, and if he or they wyl not be so perswaded, then vpon the certificate of the Parson, Vicar, or Curate of the parish, to the Byshop of the Diocesse, or Ordinarie of the place, the same Byshoppe, or Ordinarie, shall sende for hym or them, to enduce or perswade hym or them, by charitable meanes and wayes, to extende theyr charitie, as in this acte is well meant and intended, and so accordyng to discretion, to take order for the charitable reformation of euery suche obstinate person: & for the better mayntenaunce of this charitable woorke, it is ordeyned and established by aucthoritie aforesayd, that where as the late kyng of famous memorie kyng Henry the eyght, by his seueral erections and foundations, hath ordeyned and appoynted any summe or summes of money to the vse of the pore, not being taken away otherwise by act of parliament, whether the same be in any Cathedral Church,

Colledge, or els where, the Byſhop of the dioceſſe for the tyme beyng, ſhal from tyme to tyme examine, howe and after what maner the ſayd money is beſtowed, and cal to accompt the parties which reteyne the ſayde money, ſo that it may appeare that the ſame is diſtributed to the poore, accordyng to the good intent and purpoſe of the ſayd noble king that graunted the ſame.

And be it further enacted by the aucthoritie aforeſayde, yf it ſhall chaunce any paryſhe to haue in it mo poore and impotent folkes not able to labour, then the ſayde paryſhe is able to releeue, that then in euery ſuch paryſhe, not ſtandyng in any Citie or towne corporate, two or three of the cheefe inhabitauntes of the ſame paryſhe, and in euery citie & towne corporate, the Maior, or cheefe officers of the ſame citie or towne corporate, callyng to them two or three of the cheefe paryſhioners of the ſame pariſhe, ſuche as the ſayde Maior or head officer ſhal thinke meete, ſhal certifie vnto the Juſtices of peace of the Countie where the ſame pariſh is, the number & names of the perſons, with which they be ſurcharged, and vpon ſuch certificate, the ſayd Juſtices of the peace in the ſame Countie, or two of them, whereof one to be of the Quorum, ſhal conſyder & examine the ſayd certificate, and finding the ſame true, ſhal then graunt vnto ſuche, and as many of the ſayde poore folkes, as by theyr diſcretion they ſhal thinke good, a ſufficient licence vnder the ſeale appoynted for the limit, to goe abrode to begge, geat, and receyue the charitable almes of the inhabitauntes of ỹ countrie, out of the ſayde pariſhes, cities, and townes ſo charged: in which licence, the places, townes, and pariſhes, to whiche ſuche poore folkes are by that licence licenced to reſort, ſhal in the ſame licence be named, limitted, and appoynted, be it one hundred or mo in the ſayd Countie, at the ſayde diſcretion of the ſame Juſtices: & if any of the ſayde poore folkes ſo licenced, ſhal tranſgreſſe the limittes to them appoynted, and reſort to begge at other places, then is in the ſayde licence named, the partie ſo tranſgreſſyng and offendyng, to be taken for a valiaunt begger, and punyſhed accordyng to the ſtatute made in the ſayd. xrii. yeere of kyng Henry the eyght, and his or theyr licence to be taken from them.

And be it further enacted, that where any of the ſayde cities, boroughes, townes corporate, or paryſhe ſo ſurcharged, is ſcituate and ſtandyng in one countie, or two counties of this Realme, or ſcituate and ſtandyng in one, and immediatlye adioynyng to another Countie of the realme, as the citie of Briſtol, and townes of Ludlo, & Stanforde Stond, that in that cities the ſayd Maior, head officers, and inhabitauntes of euery ſuche citie, Borough, Towne corporate, and paryſhe, ſhall make certificate vnto the Juſtices of the ſayde Counties adioynyng to the ſame Cities, Boroughes, Townes

corporate,

porate, and parishes, and the same Justices of the said adioynynge Countie or Counties, to do, geue licence, and folowe the order aboue remembred, accordyng as other Justices of the Counties in whiche the parishe surcharged standeth, is limitted and auctho̅rised to doo.

And be it also enacted, that in al Cities, Boroughes, and Townes corporate, within which be dyuers parishes, the Maior, and head officers of euery the same Cities, Boroughes, and Townes corporate, shal consyder the state and habilitie of euery suche paryshe: and if the same Maior and officers shal vnderstande by theyr discretion, that the parishioners of euery one of the sayde parishes, is of suche wealth and honour, that they haue no pouertie amongst them, or be able sufficiently to releeue the pouertie of the parishe where they inhabite and dwel, and also to helpe and succour pouertie els where further, that then the sayde Maior and officers, with the assent of two of the most honest and substantial inhabitauntes of euery such wealthie paryshe, shal consyder the needynesse of the inhabitantes of the other parishe or parishes within the same Citie, or Towne corporate, and moue, enduce, and perswade the parishioners of the wealthier parishe, charitablie to contribute somwhat, accordyng to theyr habilitie, towards the weakely releefe, succour, and consolation of the poore and needie within the other parishe or parishes aforesayde, where neede is.

And be it also enacted, that al and euery suche poore folkes, as by any suche license are to be licensed and auctho̅rised to resort out of the limittes, liberties, and fraunchises of al and euery suche Citie, Borough, and Towne corporate, into any the sayde Counties, to begge, geat, and geather the charitable almes of good people, shal at al times when the same goeth abrode to beg, weare openly vpon hym or them, both on the brest and the bache of his or theyr vttermost garment, some notable badge or token, to be assigned vnto hym by the Maior, or head officers of the same Citie, Borough, and Towne corporte, or paryshe, with the assent of the Justices of the peace that shal graunt the same license, vpon payne to be taken for a baliant begger, and to be punyshed as afore is remembred, and shal also carye his licence with hym, vpon lyke payne. This acte to endure to the latter ende of the first session of the nert parliament.

Prouided alwayes, and be it further enacted by the auctho̅ritie aforesayde, that this present acte, nor anye thynge therein conteyned, shal not extende or be preiudicial vnto the Maior, Sheriffes, and Citizins of the Citie of Chester, for or concernyng anye gyft or graunt of any annuitie or yeerelye rent, heretofore made, geuen or graunted, by the sayde famous Kyng

Edwarde the ſirt, vnto the ſayde Maior, Sheriffes, and Citizens of the ſayde citie, goyng out of any manours, landes, tenementes, and hereditamentes, of the Cathedral Churche of Chriſte and our Ladye within the citie of Cheſter, but that the ſame Maior, Sheriffes, and citizens, ſhal and may from henceforth, receyue, vſe, and imploy the ſame aucthorities, yeerely rentes, or profites, to ſuche vſes, and ententes, and accordyng to the ſayde gyft of the ſayde famous Kyng: any thyng in this preſent act to the contrarie, notwithſtandyng.

Prouided alwayes, and be it enacted by the aucthoritie aforeſayde, that al and euery ſumme and ſummes of money, from henceforth to be collected or geathered, within the citie of London, or the liberties of the ſame, by vertue of this acte, ſhalbe payde ouer to the gouernours of the hoſpital, called the hoſpital of Chriſtes Church, within the ſayde citie of London for the tyme beyng, and ſhalbe by them from tyme to time diſtributed and beſtowed for the releeſe of the poore of the ſayde citie, accordyng to theyr wyſedomes and diſcretions: any thyng in this acte mentioned to the contrary, notwithſtandyng.

¶ *An acte againſt the exceſſiue taking of the Kyng and Queenes Maieſties Purueyours.*

The .vj. Chapter.

FOR the auoyding of the great annoyaunce and hinderaunce commonly donne to the ſubiectes of this realme, by purueyours & takers of beues, wethers, lammes, calues, al kyndes of grayne, butter, cheeſe, bakon, al kindes of pullayne, and to eyche we hereafter not onely the great deceyte miniſtred and donne dayly by the ſayde purueyours and takers, but alſo hereby to auaunce the Kyng and Queenes Maieſties better ſeruice in the premiſſes, with the contentation of al theyr hyghneſſe faythful and moſte obedient ſubiectes:

Be it therefore enacted, by our ſayde Soueraigne Lorde and Ladye, with the aſſent of the lordes ſpiritual and temporal, and the commons in this preſent parliament aſſembled, and by the aucthoritie of the ſame, that after the feaſt of the byrth of our Lorde next enſuyng, euery ſuche commiſſion as ſhalbe made, graunted, and dyrected, to any perſon or perſons whatſoeuer, whereby the ſame perſon

ſon or perſonnes, or their deputies, ſhal haue auctho*r*itie to take any Beues, Wethers, Lambes, Calues, or any kinde of ſalte Fiſhe, or any kinde or kyndes of grayne, or any butter in barrelles or other veſſelles, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons, or Hennes, that the ſame commiſſion or commiſſions, ſhall not extende or continue aboue the ſpace of ſixe monethes at the fartheſt, next enſuing the date of any of the ſayd commiſſions: And after the ende of the ſayd ſixe monethes, euery the ſayde commiſſions to be voyde, and of no force nor effecte, whatſoeuer woordes, matters, or ſentences ſhalbe conteyned or expreſſed in any of the ſame commiſſions.

And be it further enacted by the auctho*r*itie aforeſayde, that in all and euery ſuche commiſſion or commiſſions, to be graunted after the ſayde feaſt of the byrth of our Lorde, ſhalbe plainely as well conteyned and expreſſed ſuch Countie or Counties, as any of the ſaid Beues, Wethers, Lambes, Calues, Hogges, or Swyne, or any kind of ſalte Fiſhe, or any kinde or kindes of grayne, Butter, Cheeſe, Bakon, Connyes, Pigges, Geeſe, Capons, or hennes, or any of them, is to be leuied, purueyed, or taken in, by any of the perſon or perſons, or their deputie or deputies, ſo auctho*r*iſed by the vertue of the ſayde commiſſion or commiſſions, as alſo the iuſt, true, and full proportion & number of all and euery ſuch Beues, Wethers, Lambes, Calues, Swine, any kynde of ſalte fiſhe, or any kynd or kindes of grayne, Butter in barrels or other veſſels, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons and Hennes, or any of them, as the ſaid perſon or perſons, their deputie or deputies, or any of them, ſhalbe by force & vertue of the ſayde commiſſion or commiſſions, auctho*r*iſed to leuie, take, or puruey within any of the ſayde Countie or Counties.

And be it further enacted by the auctho*r*itie aforeſayde, that to euery ſuch commiſſion or commiſſions, after the ſayde byrth of our Lorde to be made, graunted, and directed as is aforeſayde, ſhalbe annexed ſo many blanches in parchement, as there ſhalbe ſeuerall Counties expreſſed, named, and conteyned within the ſayde commiſſion or commiſſions, or any of them, in the whiche blanches, ſhalbe fayre and legeable written all and euery ſuch Beues, Wethers, Lambes, Calues, Swyne, any kynd of ſalt Fiſhe, or any kynde or kindes of grayne, Butter, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons, & Hennes, with the true and ſeueral prices of the ſame, and euery of them, as ſhalbe leuied, geathered, & purueyed by any perſon or perſons, their deputie or deputies, or any of them, as ſhalbe therevnto auctho*r*iſed by any ſuche commiſſion or commiſſions aforeſayd, within any particuler Towne, Pariſhe, or Hamlet, ſet, lying, and beyng within any thoſe Countie or Counties, as ſhalbe named, conteyned, and expreſſed, within the ſayde

commiſſion

commiſſion or commiſſions, or any of them, wherevnto ſhall be ſubſcribed the name or ſigne manuel of all and euery ſuche hygh Conſtable or Conſtables, pety Conſtable or Conſtables, Headborowe or Headborowes, as ſhalbe by any precept to him or them directed, by any perſon or perſons, theyr deputie or deputies, or any of them, aucthoriſed therevnto by ſuche commiſſion or commiſſions to be graunted as is aforeſayde, priuie or knowledgyng to the deliuerie of ỹ ſayd Beues, Wethers, Lambes, Calues, any kynde of ſalte fiſhe, or any kynde or kyndes of grayne, Butter, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons, and Hennes, or any of them.

And be it further enacted by the aucthoritie aforeſayde, that euery perſon or perſons, the deputie or deputies, or any of them, whiche ſhall be by commiſſion or commiſſions, hereafter to be graunted as is aforeſayde, aucthoriſed to leuie, take, or puruey any Beues, Wethers, Lambes, Calues, Swyne, ſalte Fyſhe, or any kind or kindes of grayne, Butter in Barrelles or other veſſelles, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons and Hennes, or any of them, as is beforeſaid, ſhal make a dochette, or breſe in wrytyng, ſubſcribed with his or theyr name or names, conteyning al & euery ſuch Beues, Wethers, Lambes, Calues, Swine, any kind of ſalt Fiſhe, kind or kindes of graines, Butter in barels or other veſſels, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons, and Hennes, or any of them, as he or they ſhal by vertue of ỹ ſaide commiſſion or commiſſions leui, take, or puruey, within any particuler Towne, Pariſhe, or Hamlet, ſet, lying, & being within any ſuch Countie, or Counties, as ſhalbe named, conteyned, and expreſſed within the ſayd commiſſion or commiſſions, or any of them: and the ſame dochet or dochettes, breefe or breefes, fayre and leageably written and ſubſcribed as is aforeſayde, ſhall well and truely deliuer to the ſayde hygh Conſtable, petie Conſtable, or headborow, or one of them, at ſuche preſent time as the ſayd Beues, Wethers, Lambes, Calues, Swine, ſalte Fiſhe, kinde or kindes of grayne, Butter, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons, and Hennes, or any of them, ſhalbe deliuered to them, or any of them, vpon payne of forfeyture of. C. markes, of lawful money, & one yeeres impriſonment, as often as he ſhall ſo offende. The one moytie of which forfeyture, to be to the king & queenes maieſties, and the other moytie to him that wyll ſue therefore, in any of the kyng and queenes Court of recorde, by byll, playnt, writte, information, or otherwyſe, wherein no wager of lawe, protection, or eſſoyne to be alowed. All whiche dochettes, or breefes, the ſayde hygh Conſtable, or Conſtables, petie Conſtable or Conſtables, headborowe or headborowes, ſhall deliuer ouer to the Juſtices of peace, at the next generall ſeſſions to be holden within any of the ſayde Counties. And that the

ſame

ſame Juſtices or two of them may and ſhal from tyme to tyme certifie the whole number and content of al and euery the ſayde dockettes and breues, to the Lorde Stewarde of the Kyng and Queenes moſt honorable houſehold, for the tyme beyng, or to the treaſurer and Comptroller of the ſame, or any of them, or to the Treaſurer and Comptroller of the Kyng and Queenes ſhippes, yf prouiſion of any the thynges aforementioned, be prouided or taken for the victaylyng of the nauie, or any of the kyng or Queenes Maieſties ſhippes, whereby the ſeruyng of any of the foreſayde Commiſſion or Commiſſions, & true anſwearyng of the ſame, ſhall fully appeare.

Prouided alwayes, and be it enacted by the aucthoritie aforeſayde, that it ſhal not be lawful to any perſon or perſonnes, theyr deputie or deputies, or any of them, whiche ſhalbe aucthoriſed by ſuche commiſſion or commiſſions hereafter to be graunted as is aforeſayde, to leuie, take, or puruey any Beues, Wethers, Lambes, Calues, any kind of ſalt fiſhe, kinde or kindes of grayne, Butter in barrelles or other veſſels, Cheeſe, Bakon, Connies, Pigges, Geeſe, Capons, and Hennes, or any of them, otherwyſe, or in any other ſort & maner, then is in ſeueral eſtatutes heretofore for puruеyours made, ordeyned, prouided, appoynted, limitted, and expreſſed, vpon ſuch payne and paynes, as in the ſayde ſeuerall eſtatutes is conteyned and expreſſed.

And foraſmuche as the good and neceſſarie lawes heretofore made and prouided, agaynſt the abuſes, and euyll dooinges of puruеyours, are not taken to extende to the vnder takers, deputies, and ſeruauntes of any ſuch puruеyours, by whom therefore the people of this Realme be oftentymes very vncharitably, and vnlawfully vſed and oppreſſed:

Be it therfore enacted by thaucthoritie of this preſent Parliament, that al and euery ſuche lawes, ſtatutes, and prouiſions, as heretofore haue ben made and ordeyned agaynſt puruеyours, and all and euery the paynes, penalties, forfeyture and loſſe, conteyned, mentioned, or appoynted, in any of the ſame lawes or ſtatutes agaynſt puruеyours and takers, or any of them, ſhall alſo be extended and executed vppon euery of theyr vndertakers, deputies, & ſeruantes. And al other which by colour ſhall after the fyrſt day of Januarie next commyng, take any victual, or any other thyng, by vertue or force of any ſuch commiſſion, from any the kyng and Queenes Maieſties ſubiectes, contrary to the tenor and effect of any of the ſayd lawes or ſtatutes, in lyke maner and fourme to all intentes and purpoſes, as the ſame lawes and eſtatutes, or any of them, and the paynes and forfeytures therein conteyned, ſhoulde, myght, or ought to be executed and extended agaynſt puruеyours and takers them ſelues, or any of them, and as ſtrongly and amplye, as yf the ſayde vnder takers, deputies, and ſeruauntes

uauntes were ſpecially and particulerly recited and named in euery of the ſame eſtatutes.

Prouided alwayes, and be it enacted by the auctho*r*itie afo*r*eſayde, fo*r* the better execution of this acte, and all other actes concernyng purueyours, that all and euery Commiſſion and Commiſſions that from henceforth ſhalbe made & graunted vnto any purueyour o*r* purueyours, ſhalbe written & ſet forth, from tyme to tyme in the Engliſhe tongue, and not other wyſe.

¶ *An Acte againſt the bying of ſtolen Horſes.*

The. vii. Chapter.

FOR aſmuche as ſtolen Horſes, Mares, & Geldynges, by theeues and they*r* confederates, be for the moſt part ſolde, exchaunged, geuen, o*r* put away in houſes, ſtables, backeſydes, and other ſecrete and priuie places of markettes and fayres, and the toll alſo priuily payed for the ſame, whereby the true owners thereof, being not able to trye the falſhood and couine betwixt the byer and ſeller of ſuche Horſe, Mare, o*r* Geldyng, is by ỹ common lawes of this Realme without remedie:

Be it therefore enacted by the auctho*r*itie of this preſent Parliament, that the owner, gouernour, ruler, fermour, ſteward, bayly*f*fe, o*r* cheefe keper of euery fayre, and market ouert within this Realme, ſhal yeerely appoynt and limitte out one certayne and ſpeciall open place within the towne, place, feelde, o*r* circuite, where Horſes, Mares, Geldynges and Coltes hath ben and ſhalbe vſed to be ſolde, in any fayre, o*r* markette ouert: in which ſayd certayne and open place as is afo*r*eſayde, there ſhalbe by the ſayde ruler o*r* keper of the ſayde fayre o*r* markette, put in and appoynted one ſufficient perſon, o*r* more to take toll, & keepe the ſame place from ten of the cloche before noone, vntyl ſunne ſet of euery day of the fo*r*eſayde fayre o*r* markette, vppon payne to loſe and fo*r*feyte for euery default, fourtie ſhillynges: and that euery toll geatherer, his deputie o*r* deputies, ſhall durying the tyme of euery the ſayde fayres and markets, take they*r* due and lawfull tolles, for euery ſuche Horſe, Mare, Geldyng, o*r* Colte, and the ſaid open place, to be appoynted as is beforeſayde, and betwixt the houres of ten of the cloche in the mornyng, and the ſunne ſet of the ſame day, yf it be tendered, & not at any other tyme o*r* place: and ſhall haue preſently before hym o*r* them, at the takyng of the ſame tolle the parties to the bargayne, exchaunge, gyfte, contract, o*r* puttyng away of euery ſuch Horſe, Mare, Geldyng,

Geldyng or Colte, and also the same Horse, Mare, Geldyng, and Colt, so solde, exchaunged, or put away, and shall then write, or cause to be written in a booke to be kept for that purpose, the names, surnames, and dwellyng places of all the sayde parties, and the colour, with one special marke at the least, of euery such Horse, Mare, Geldyng, or Colt, in payne to forfeyte at and for euery defaulte, contrary to the tenour hereof, fourtie shillynges. And the sayde tolle geatherer, or keper of the sayde booke, shall within one day next after euery suche fayre or market, bryng and deliuer his sayde booke to the owner, gouernour, ruler, ste warde, bayliffes, or cheefe keeper of the sayde fayre or market, who shal then cause a note to be made of the true number of al Horses, Mares, Geldynges, and Coltes sold at the sayde market, or fayre, and shall there subscribe his name, or set his marke thereunto, vpon payne to him that shal make default therein, to lose and forfeyte for euery defaulte fourtie shillynges, and also to answeare the partie greeued, by reason of the same his negligence in euery behalfe.

And be it further enacted by the aucthoritie aforesayde, that the sale, gyfte, exchaunge, or puttyng away, after the last day of Februarie nowe next commyng, in any fayre, or market ouert, of anye Horse, Mare, Geldyng, or Colte, that is, or shalbe theeuyshly stolen, or feloniously taken away from any person or personnes, shall not alter, take away, nor exchaunge the propertie of any person or personnes, to, or from any such Horse, Mare, Geldyng, or Colte, vnlesse the same Horse, Mare, Geldyng, or Colte, shall be in the tyme of the sayde fayre, or market, wherein the same shalbe so solde, geuen, exchaunged, or put away, openly ridden, led, walked, driuen, or kept standyng, by the space of one houre togeather at the least, betwixt ten of the clocke in the mornyng, and the sunne settyng, in the open place of the fayre, or market, wherein commonly Horses are commonly vsed to be solde, and not within any house, yarde, backsyde, or other priuie or secrete place: and vnlesse al the parties to the bargayne, contracte, gyfte, or exchaunge, present in the sayde fayre or market, shall also come togeather, and bryng the Horse, Mare, Geldyng, or Colte, so solde, exchaunged, geuen, or put away, to the open place appoynted for the tolle taker, or for the booke keeper, where no tolle is due, and there enter, or cause to be entred, theyr names and dwellyng places, in manner as is aforesayde, with the colour or colours, and one speciall marke at the least of euery the same Horses, Mares, Geldinges, or Coltes, in the tollers booke, or in ỹ kepers booke for that purpose, where no tolle is due, as is aforesayde, and also pay hym theyr tolle, yf they ought to pay any, and yf not, then the byer to geue one peny for the enterie of theyr names, and executyng the other circumstaunces afore rehearsed, to hym that shal wryte the same in the sayd booke: & yf any Horse, Mare,

Geldyng,

Geldyng or Colte, that is or ſhalbe theuyſhely ſtolen or taken away, ſhal after the ſayde laſt day of Februarie next commyng, be ſolde, geuen, exchaunged or put away, in any fayre or markette, and not bled in all poyntes, accordyng to the tenor and entent of this eſtatute, that then the owner of euery ſuche Horſe, Mare, Geldyng, or Colte, ſhall and may by force of this eſtatute, ſeaſe or take agayne the ſayde Horſe, Mare, Gelding, or Colte, or haue any action of detinue or repliume for the ſame, anyſale, gyft, exchaunge or puttyng away of any ſuch Horſe, Mare, Geldyng, or Colte, other then accordyng to this eſtatute in any wyſe, notwithſtandyng: the one halfe of all whiche forfeytures, to be to the kyng and Queenes Maieſties, her heyres, and ſucceſſours, and the other to him or them that wyll ſue for the ſame before the Juſtices of peace, or in any of the kyng and Queenes Maieſties ordinarie courtes of Recorde, by byll, playnt, action of debte, or information, in whiche ſutes no protection, eſſoyne, or wager of law, ſhalbe alowed.

And be it enacted by the aucthoritie aforeſayde, that the Juſtices of peace of euery place & countie, aſwell within liberties, as without, ſhall haue aucthoritie in theyr ſeſſions within the limits of theyr aucthoritie & commiſſion, to enquire, heare, and determine, al offences agaynſt this eſtatute, as they may doo any other matter tryable before them.

Prouided alwayes, that in euery ſuch fayre and markette, where any tolle is, nor ſhalbe due ne leuiable, by reaſon of the freedome, libertie or priuiledge of the ſayde fayre or markette, the keeper or kepers of the booke, touchyng the execution of this preſent acte, ſhall take nor exacte but one penie vppon, and for euery contracte, for his labour in writing the enterie, concernyng the premiſſes, in manner and fourme as is afore declared.

¶ *An Acte for the amendyng of* hygh wayes.

The. viii. Chapter.

FOR amendyng of hygh wayes, beyng nowe both very noyſome and tedious to trauayle in, and daungerous to al paſſengers and caryages:

Be it enacted by the aucthoritie of this preſent Parliament, that the Conſtables and Churchewardens of euery Pariſhe within this Realme, ſhall yeerely vppon the Tueſday, or Wedneſday in Eaſter weeke, call togeather a number of the Parochians, and ſhall then electe and chuſe

two

two honest persons of the parishe, to be surueyours and orderers for one yeere, of the workes for amendement of the hygh wayes in their parishe, leading to any market Towne, the whiche persons shal haue authoritie by vertue hereof, to order and direct the persons and cariages, that shalbe appoynted for those workes, by their discretions, and the sayde persons so named, shall take vpon them the execution of their sayde offices, vppon payne euery of them making default, to forfeyte twentie shillinges. And the sayde Constables and Churchewardens, shal then also name and appoint foure dayes, for the amending of the sayde wayes, before the feast of the Natiuitie of S. Iohn Baptist then next folowyng, and shal openly in the Church the next sunday after Easter, geue knowledge of the same foure dayes, & vpon the sayd dayes, the parochians shal endeuour them selues to thamending of the sayd wayes, and shalbe chargeable therunto as foloweth: that is to say, Euery person, for euery plowland in tyllage or pasture, that he or she shal occupy in the same parishe, and euery other person, keeping there a draught or plowe, shall finde & sende at euery day and place to be appointed for thamending of the wayes in that parishe, as is aforesaid, one waine or cart, furnished after the custome of the countrey, with oxen, horses, or other cattel, and all other necessaries, meete to carie thinges conuenient for that purpose, and also two able men with the same, vppon payne of euery draught making default tenne shillinges. And euery other housholder, and also euery cottiger and labourer of that parishe able to labour, and beyng no hyred seruaunt, by the yere, shall by them selues, or one sufficient labourer for euery of them, vppon euery of the sayde foure dayes, worke and trauell in thamendement of the sayd high wayes, vppon payne of euery person making default, to lose for euery day. xii. d. And if the cariages of the parishe, or any of them, shall not be thought needefull by the superuisours to be occupyed vpon any of the sayde dayes, that then euery such person that shoulde haue sent any such cariage, shal sende to the sayde worke for euery cariage so spared, two able men, there to labour for that day, vpō payne to lose for euery man not so sent to the sayd worke xii. d. And euery person and cariage aboue sayde, shall haue and bryng with them such shouels, spades, pyckes, mattockes, and other tooles and instrumentes, as they do make their owne dytches and fences withall, and suche as be necessarie for their sayde worke. And all the sayde persons and cariages shall do and keepe their worke, as they shalbe appoynted by the sayde superuisours, or one of them, eyght houres of euery of the sayde dayes, vnlesse they shalbe otherwise licenced by the sayde superuisours, or one of them.

And be it enacted by the authoritie aforesayde, that the Stewarde and Stewardes, of euery lete or lawday, shall therein haue

full power and aucthoritie to enquire by the othes of the suiters, of al and euery thoffences that shalbe committed within the lete or lawe-day, against euerye pointe and article of this estatute, and to assesse such reasonable fines and amerciaments for the same, as shalbe thought meete by the saide Stewarde. And in default of such enquirie or presentment, the iustices of peace of euery place or countie, shall haue aucthoritie to enquire of the same offences, whiche shalbe committed within the limits of theyr commission, at euery their quarter sessions, and to assesse such fines therefore, as they, or two of them, wherof one to be of the Quorum, shall thinke meete. And the Stewarde of euery lete and lawday shall make estreates entended, of all the fynes, forfeytures, and amerciaments, for the defaultes presented before hym, and shal deliuer thone part thereof sealed or signed by hym, to the Bayliffe or hygh Constable of euery hundred, rape, lath, or wapentake, wherin the defaultes shalbe presented, and thother halfe to the Constable and Churchwardens of the parishe wherin the defaultes were made, the same to be yeerely deliuered within sixe weekes after the feast of saint Michael tharchangel, and the Clarke of the peace shall make the lyke estreates intended, of the fines, forfeitures, and amerciaments, for the defaultes presented before the Justices of peace, & shal seale, subscribe, and deliuer the same in lyke sort as is aforesayd: the whiche estreates, and euery of them, shalbe a sufficient warrant to the sayde Bayliffe or chiefe Constable, to leuie the sayde amerciamentes, fines, and forfeytures, by way of distresse. And if no sufficient distresse can be founde by the sayde Bayliffe or head Constable, or yf the sayde offender shall obstinately refuse to pay the sayde amerciament, fyne, or forfeyture, and do not pay the same within twentie dayes after a lawfull demaunde of the same by the sayde officer, that then euery such person to forfeyte the double summe that he shoulde before haue payed.

And be it further enacted, that euery of the sayd Bayliffes and head Constables, shall at the least once euery yeere, betwixt the first day of Marche, and the last day of April, make a true accompt and payment of al such summes of money (to the Constables and Churchwardens of euery parishe wherein the offences was committed, or to two of them) as he shall haue collected vpon euery of the aforesayde estreates, vpon payne to forfeyte for euery tyme he shall not so do. xl. s.

And be it enacted by thaucthoritie aforesayde, that all fines, amerciamentes, and forfeytures whiche shalbe due for any offence agaynst the puruey of this estatute, shalbe to the Churchwardens of euery parish wherin the offences shalbe committed, to be bestowed of the hygh wayes in the sayde parishes, and the sayd Churchwardens shal haue aucthoritie to cal the sayd Bailiffe & head Constable to accompt before the Justices of peace, or two of them, wherof one to be of the Quorum,

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by byll, information, or otherwyse. The whiche Justices shall haue aucthoritie to take the saide account, and to commit the sayd Bayliffe, or head Constable to prison, there to remayne vntyl he shal pay al such arrerages, as shalbe adiudged by the sayde Justices: and euery of the sayd Bayliffes, and head Constables vpon their accomptes, shal haue allowed for euery pounde he shall collect and pay. viii.d. for his owne paynes, and xii. d. for the fees of the Clarke of the peace, or Stewarde of the lete, for the estreates endented of euery seueral parishe, that they shal deliuer as is aforesayd, and the successours of euery Churchwardens, shal haue the lyke action of accompt against their predecessours, as is before appoynted agaynst the Bayliffes: this acte to continue for seuen yeeres next after the begynnyng of this Parliament, and to thende of the next Parliament then next folowyng.

¶ *An Acte to auoyde diuers licenses of houses wherin vnlawfull games be vsed.*

The.ix.Chapter.

MOst humbly beseecheth the Queenes most excellent hyghnesse your louyng & obedient subiectes, the commons in this your present Parliament assembled, that where by reason of diuers sundry licenses heretofore graunted to diuers persons, aswell within the citie of London, and the suburbes of the same, as also in diuers other places within your hyghnesse Realme, for the hauyng, maynteyning, & keeping of houses, gardens, and places for bowling, tenise, dising, whyte and blacke, makyng and marring, and other vnlawfull game, prohibited by the lawes and statutes of this Realme, dyuers and many vnlawfull assemblies, conuenticles, seditions, and conspiracies, haue, and ben dayly secretely practised by vyle, and misruled persons repayring to suche places, of the whiche, robberies and many other misdemeanours, haue ensued to the breach of your hyghnesse peace. For remedie whereof, it may please your hyghnesse, that it may be enacted by your highnesse, the Lordes spiritual and temporal, and the commons in this present Parliament assembled, that from and after the feast of the byrth of our Lord God, then next commyng, euery licence, placarde, or graunt, made to any person or persons, for the hauyng, maintenaunce, or keeping of any bowling alleys, dysing houses, or any other vnlawfull games, prohibited by the lawes and estatutes of this Realme, shalbe from the sayd feast, vtterly voyde, and of none effect.

An Act to take examination of prisoners suspected of any manslaughter, or fellonie.

The.x. Chapter.

Where in the last Parliament holden at Westminster, amongst other thinges it was enacted, that such Justices of the peace as haue aucthoritie to bayle any prisoner, brought before them for any manslaughter, or felony, before any bailemēt or mainprise, should take the examination of the sayd prisoner, & information of thē that bring him, of the fact & circumstances therof, and the same, or as muche thereof as shalbe materiall to proue the felony, shal put in writing before they make the same bailement, which sayde examination together with the said bailemēt, the said Justices should certifie at the next generall Gaole deliuerie, to be holden within the limits of their cōmission, as by ẏ same act more plainly is conteined, & may appeare.

And forasmuch as the sayd act doth not extend to such prisoners as shalbe brought before any iustice of peace for manslaughter or felony, & by such iustice shalbe committed to ward for ẏ suspition of such mā-slaughter or felony, and not bayled, in which case examination of such prisoner, & of such as shal bring him, is as necessary, or rather more, thē where suche prisoner shalbe let to bayle or maineprise: be it therefore enacted by thaucthoritie of this present parliament, that from henceforth such iustices or iustice before whō any person shalbe brought for manslaughter or felony, or for suspition thereof, before he or they shall cōmit or send such prisoner to ward, shal take the examination of such prisoner, and information of those that bryng hym, of the fact and circumstance therof, & the same, or as much therof as shalbe materiall to proue the felonie, shal put in writing within two dayes after the sayd examination, and the same shal certifie in such maner & forme, and at such tyme as they should or ought to do, if suche prisoner so committed or sent to ward, had ben bayled or let to maineprise, vpon suche payne as in the said former act is limitted & appoynted for not taking, or not certifying such examinations, as in the sayde former acte is expressed.

And be it further enacted, that the said iustices shal haue aucthoritie by this act, to bind al such by recognisance or obligation, as do declare any thing material to proue the said manslaughter or felonie agaynst such prisoner as shalbe so committed to warde, to appeare at the next general gaole deliuery, to be holden within the countie, citie or towne corporate, where the tryal of the sayde manslaughter or felony shalbe, then & there to geue euidence against the party, & that the said iustices shal certifie the sayd bandes taken before them, in lyke maner as they should & ought to certifie the bandes mētioned in the said former acte, vpon the paine as in ẏ said former act is mentioned for not certifying such bands, as by the said former act is limitted & appointed to be certified.

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¶ An Acte touchyng weauers.
The.xi.Chapter.

FOrasmuche as the weauers of this Realme, haue aswell at this present Parliament, as at diuers other tymes, complayned that the ryche and wealthy clothiers do many wayes oppresse them, some by setting vp, and keeping in their houses diuers loomes, and keeping and maintaynyng them by iourneymen and persons vnskilfull, to the decay of a great number of artificers, whiche were brought vp in the sayde science of weauing, their families and housholde, some by ingrossyng of loomes into their handes and possession, and letting them out at such vnreasonable rents, as the poore artificers are not able to maintayne them selues, muche lesse their wyues, familie, and chyldren: some also by geuing much lesse wages and hyer for the weauing and workmanship of clothes, then in times past they dyd, wherby they are enforced vtterly to forsake their art and occupation wherein they haue ben brought vp.

Is it therfore for remedie of the premises, and for thauoydyng of a great number of inconueniences whiche may growe (yf in tyme it be not forseene) ordeyned, established, and enacted, by authoritie of this present Parliament, that no person vsing the feate or mystery of cloth making, and dwelling out of a citie, borough, market towne, or corporate towne, shall from the feast of Saint Michael tharchaungel now next ensuing, keepe, reteine, or haue in his or their house or possession, any more, or aboue one wollen loome at one tyme, nor shall by anye meanes directly or indirectly, receiue, or take any maner profit, gaine, or commoditie, by letting or setting any loome, or any house wherein any loome is, or shalbe vsed and occupyed, whiche shalbe togethers by hym set or let, vpon payne of forfeyture for euery weeke that any person shall do contrary to the tenor and true meanyng hereof. xx.s.

And be it further ordeyned and enacted by lyke authoritie, that no wollen weauer vsyng or executyng the feate or mystery of weauyng, and dwelling out of a citie, borough, market towne, or towne corporate, shall after the sayde feast haue, or keepe at one tyme aboue the number of two wollen loomes, or receiue any profit, gayne, or commoditie, directly or indirectly, as is aforesayde, by any more then two loomes at one tyme, vpon payne to forfeyte for euery weeke that any person shall offende, or do to the contrary. xx.s.

And it is further ordeyned and enacted by like authoritie, that no person which shall after the sayde feast vse, exercise, or occupy onely the feate or mysterie of a weauer, & not clothmaking, shal during the time that he shal vse the feate or mysterie of a weauer, kepe or haue any tucking mille, or shal vse or exercise the feate or mystery of a tucker, fuller, or dyer, vpon payne to forfeyte for euery weeke that he shal so do. xx.s.

And it is further ordeyned and enacted by lyke auctho*r*itie, that no perſon whiche after the ſayde feaſt, ſhal vſe, exerciſe, or occupie the ſeate or myſterie of a tucker, or fuller, ſhal duryng the tyme that he ſhal ſo vſe the ſayd ſeate or myſterie, kepe or haue any loome in his houſe or poſſeſſion, or ſhal directly or indirectly take any p*ro*fite or commoditie by the ſame, vpon payne to forfeyte for euery weeke twentie ſhyllings. And it is further ordeyned and enacted by lyke auctho*r*itie, that no perſon whatſoeuer, whiche hereafter hath not vſed or exerciſed the ſeate, myſterie, or arte of ſuch cloth makyng, ſhal after ỹ ſaid feaſt make or weaue, or cauſe to be made or wouen any kinde of b*ro*de white woollen clothes, but onely in a citie, bo*ro*ugh, towne co*r*po*r*ate, or markette towne, or els in ſuch place or places, where ſuch clothes haue ben vſed to be commonly made, by the ſpace of tenne yeeres next before the makyng of this acte, vpon payne of forfeyture for euery cloth otherwyſe made, fiue poundes.

P*ro*uided alwayes, and be it further enacted by the auctho*r*itie aforeſayde, that it ſhal not be lawful to anye perſonne or perſonnes, beyng a weauer, or that doeth or ſhal vſe the arte or myſterie of a weauer or weauyng, dwellyng out of a citie, bo*ro*ugh, towne co*r*po*r*ate, or markette towne, to haue in his or their ſeruice, anye more or aboue the number of two appr*en*tices at one tyme, vppon payne to forfeyte for euery time that he ſhal offende, or doo contrary to this braunche or article, the ſumme of ten poundes. And further be it enacted by the auctho*r*itie aforeſayde, that it ſhal not be lawful to or for anye perſon or perſons, to ſet vp the arte or myſterie of weauyng, after the ſayde feaſt of Saint Michael, vnleſſe the ſame perſon or perſons ſo ſettyng vp the ſame arte or myſterie of weauyng, haue ben appr*en*tice to the ſame arte or myſterie, or exerciſed the ſame by the ſpace of ſeuen yeeres at the leaſt, vpon payne of twentie poundes, to be forfeyted to the king and queenes Maieſties, her graces heyres and ſucceſſours: the one moitie of al whiche forfeytures, ſhalbe to the kyng and queenes highneſſe, her heyres and ſucceſſours, and the other moitie to hym or them that wyl ſue for the ſame in any court of recorde, by action of debt, byl, plaint, or infor*m*ation, wherein no wager of lawe, eſſoigne, or p*ro*tection ſhalbe admitted, or alowed for the defendaunt.

P*ro*uided alwayes, and be it enacted by the auctho*r*itie aforeſayde, that this act nor any thing therein conteyned, ſhal in any wyſe extende or be p*re*iudicial to anye perſon or perſons, that doeth or ſhall dwel in the counties of Yorke, Cumberlande, Northumberland, and Weſtmerlande, but that they, and euery of them ſhal and may haue & keepe loomes in their houſes, and do, & exercile al and euery thing and thinges, for, or concerning ſpinning, weauyng, clothwoorking, and clothmaking in the ſayd counties, as they or any of them might haue done, or exerciſed lawfully before ỹ making of this eſtattute, any thing

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conteyned in this estatute to the contrary in any wyse, notwithstandyng.

¶ *An Acte for the vewyng and sealyng of clothes, commonly called Brydgewaters.*

The.xii. Chapter.

WHere before this tyme, the Borroughes and Townes of Brydgewater, Taunton, and Charde in the Countie of Sommerset shyre, haue ben well & substantially inhabited, occupied, maynteyned, & vpholden, for the most part by reason of the makyng of wollen clothes, commonly called Bridgewater, Taunton, and Chard clothes, whiche in tymes past were muche desyred as well beyonde the Seas, as in this Realme of Englande, and thereby the inhabitantes, and poore people of the sayde Borroughes & Townes, & of the countrey there aboutes, were dayly set on worke, and had sufficient liuyng by the same: & where also the sayde Townes in times past were of great force and strength, to serue the kyng and queenes highnesse progenitours and auncesters kynges of this Realme, forasmuche as of late diuers personnes inhabityng and dwellyng in Villages, Hamlettes, and smal Townes of husbandry in the sayde Countie of Sommerset, whiche were neuer prentises, or skilful in makyng of the saide clothes, as wel for theyr priuate wealthes & commodities, as also because they woulde be out of dye searche of theyr clothes, to be made accordyng to the statute thereof prouided, not regardyng the mayntenaunce of the sayde Borough and Townes, nor the common wealth of the handy craftes men, and other poore people whiche cheefely had theyr liuyng and sustenaunce by makyng of the sayde clothe, haue of late dayes exercised, vsed, and occupied the mysteries of clothmakyng, weauyng, fullyng, and sheryng within theyr houses, and haue so deceyptfully made, wrought, and stretched the sayde clothes, to the infamie & slaunder of clothe makyng, in such sort and maner, that not onely the same sortes of clothes are growen out of estimation, but also ỳ said Townes are in great decay, ruine, and depopulation.

For remedie whereof, be it enacted by thauctoritie of this present Parliament, that no person whatsoeuer inhabityng, or whiche shall hereafter inhabite within the sayde Countie, shall after the feast of the Purification of our Lady next commyng, commonly called Candelmas, put to sale any kynd of suche clothes as is aforesayd, or clothes of lyke nature, makyng and sorte, made or to be made within the sayde Countie, except such cloth be fyrst viewed, searched & sene in one of the Borroughes or Townes aforesayd, whether the same be perfectly and truelly

truely made accordyng to the ſtatute, and alſo that the ſame be ſealed with the ſeale of one of the ſayde boroughes, or townes, in ſuche ſorte, maner & fourme, as in the ſtatute made in the fifth yere of the raigne of our late ſoueraigne Lord king Edward the fifth, entituled, An acte for the true makyng of wollen cloth, is for ſealing of clothes prouided and enacted, vpon payne that euery perſon offending or doyng cõtrary to the true meanyng of this act, ſhall forfeyte the cloth ſolde, or the value thereof: the moytie of al whiche forfeytures ſhalbe to our ſoueraigne Lord and Lady the king and Queenes Maieſties, the heyres and ſucceſſours of the Queenes Maieſtie, and the other halfe to hym or them that wyll ſue for the ſame, in any of the kyng and Queenes Maieſties courtes of recorde, her heyres and ſucceſſours, wherein no eſſoigne, protection, or wager of lawe ſhalbe admitted or allowed.

An Acte for the inhabitauntes of Halifax, touching the buying of woolles.

The.xiij.Chapter.

FOraſmuche as the parith of Halifax, & the other places therunto adioyning, being planted in the great waſtes and moores where the fertilitie of ground is not apt to bring forth any corne, nor good graſſe, but in reare places, and by exceding and great induſtrie of thinhabitauntes: And the inhabitauntes altogeather do lyue by clothmaking, and the great part of them neyther getteth corne, nor is able to keepe a horſe to cary woolles, nor yet to buy much woolle at once, but hath euer vſed onely to repayre to the towne of Halifax, and ſome other nigh thereunto, and there to buye vpon the woldriuer, ſome a ſtone, ſome two, & ſome three or foure, accordyng to their habilitie, and to cary the ſame to their houſes, ſome three, foure, fiue, & ſixe miles of, vpon their heades and backes, and ſo to make and conuert the ſame eyther into yarne, or clothe, and to ſell the ſame, and ſo to buy more wolle of the woldriuer: by meanes of whiche induſtry, the barreyne groundes in thoſe partes, be nowe much inhabited, and aboue fyue hundred houſholdes there newly encreaſed within theſe fourtie yeeres paſt, whiche nowe are lyke to be vndone, and driuen to beggerie, by reaſon of the late eſtatute made, that taketh away ꝑ woldriuer, ſo that they can not nowe haue their wolle, by ſuche ſmal portions, as they were wont to haue, and that alſo they are not able to keepe any horſes, whereupon to ryde or fet their wolles further from them in other places, vnleſſe ſome remedie may be prouided. For the remedie whereof, be it enacted by the kyng and Queenes Maieſties,

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by the lordes spiritual and temporal, & commons in this present Parliament, & by thauctoritie of the same, that from henceforth, it shalbe lawful to any person or persons inhabiting within the parishe of Halifax, to buy any wol or wolles, at such times as the clothiers may buy the same; other wyse then by engrossing and forestalling, so that the persons so buying the same, do cary or cause to be carted, the sayd wols so bought by them, to the towne of Halifax, and there to sell the same to suche poore folkes of that and other parishes adioynyng, as shall worke the same in clothe or yarne (to their knowledge) and not to the rych and welthy clothier, nor to any other to sel agayne. And if eyther the sayde woloriuer shal sel his sayde wolles at any other place foorth of the said towne of Halifax, or if any such as shall buy their wolles at Halifax, shall sell theyr wolles that they bought agayne vnwrought in yarne or cloth, that then euery such offender to lose and forfeyte the double value of the wol so solde or vttered, the one moytie therof to be to the King and Queenes Maiesties, her heyres & successours kinges of this realme, and thother moytie to him or them that wyl sue for the same in any of the King and Queenes Maiesties courtes of recorde, or before the Justices of peace in their sessions, who by vertue hereof, in their open sessions shal haue auctoritie vpō information, to heare and determine the same, and to make processe agaynst the offenders, as in any other case to be determined before them.

An Acte for the reedifying of foure mylles, neare to the citie of Hereforde.

The.xiij. Chapter.

Hewen vnto your Maiesties, your hūble suppliantes, the Deane and chapiter of the Cathedrall Churche in Hereforde, and also the Maior and comminalty of the sayde citie, that where vntyl the.xix. yere of the raigne of the late kyng of famous memorie, kyng Henry the eyght, the Deane and chapiter of the cathedral church then being, were seased in their demeane, as of fee, as in the ryght of the sayd church, of, and in two corne milles, and in two fulling milles, set vpon the ryuer of Wye, within one quarter of a myle of the sayde citie, with the water commyng to, and goyng from the sayde mylles, and also with a weare vppon the same riuer then belongyng to the sayde mylles, whiche mylles tyme out of mynde were and haue ben so beneficiall for the inhabitauntes of the sayde citie, that thereby clothmakyng was there greatly increased, and very muche people there inhabiting set on worke, as weauers, fullers, walkers, spinners, and carders, whereby the sayde citie was well occupyed, and the inhabitauntes thereof then very wealthy and ryche, and so continued vntyll the sayde.xix. yeere of the sayde late kyng Henry the eyght, at whiche tyme by wrongfull suggestion made to the sayde late kyng,

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vpon malice borne to the ſayde Deane and chapiter, and by a priuate letter from the ſayde late kyng by ſiniſter meanes obteyned, al the ſaid foure milles were throwen downe and deſtroyed, by reaſon whereof the clothmakyng in the ſayde citie vtterly ceaſſed, and therby the ſame citie hath run in ſuche extreme ruine and decay, that the people there inhabiting (who before that time were there wel occupied in the myſteries aforeſayde) are nowe not able for lacke of worke, to geat theyr owne lyuing, to theyr vtter impouerishing, and defacing of the ſayde citie, which is nowe ſo fylled with ſuche number of poore, as may not be releeued there, vnleſſe clothmaking be there ſet forth, and mainteyned as it was before, which greatly ſhoulde encreaſe agayne, if the ſayde foure milles, or other for them, were reedifyed and buylded.

It may therefore pleaſe your Maieſties, that it may be enacted by your Maieſties, the Lordes ſpiritual and temporal, and the commons in this preſent Parliament aſſembled, & by thauctoritie of the ſame, that at any tyme hereafter it ſhalbe lawfull to the ſayde Deane and chapiter of the ſayde Cathedrall Churche of Hereforde, for the tyme beyng, or theyr farmours, or aſſignes, to buylde, reedifie, and ſet vp, or cauſe to be buylt, reedifyed, and ſet vp of newe, in the places where the ſayde mylles were buylded, or as neere to the ſayde places, as conuenyently may be, ſo it be vpon the ſoyle, or grounde of the ſaid Deane and chapiter, foure other ſufficient milles, that is to ſay, two corne milles, and two fulling milles. And thas from the tyme that the ſayd foure milles, and in fourme aforeſaide, ſhalbe ſufficiently buylded and ſet vp, the ſayde Deane and chapiter, and their ſucceſſours, ſhal & may be ſeaſed of the ſayde milles, and of the water comming to, and goyng from the ſayde milles, and of the fiſhing in the ſame water, and the wayes and pathes leading to the ſame milles, and of the ſayde weare, of ſuch eſtate as the ſayde Deane and chapiter then being, at the tyme that the ſayd mylles, or any of thē, were throwen downe or deſtroyed, were ſeaſed of the ſayd other milles, and of the ſayde waters, fiſhings, wayes, pathes, & weare, belōging to the ſayd foure mils, or any of thē.

And it may be further enacted by thauctoritie aforeſayde, that the ſayd Deane and chapiter of the ſayde Cathedral Churche for the time beyng, their farmours, or aſſignes, ſhal haue tyme to build and ſet vp, or cauſe to buylt and ſet vp, the ſayde foure mylles, in the manner and fourme aforeſayde, within the ſpace of eyght yeeres next after the firſt day of this preſent Parliament: Sauyng vnto all and euery perſon and perſons, bodyes politike & corporate, theyr heyres and ſucceſſours, other then the ſayde Deane and chapiter, and their ſucceſſours, all ſuche ryghtes, eſtates, titles, and intereſtes, whiche they, or any of them, had, or ought to haue, of, and in the premiſſes, or any of them, before the ſayde myles were throwen downe and deſtroyed, in ſuche manner and fourme as though this act had neuer ben had, or made.

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¶ *An Acte that purueyours ſhal not take victuels within fyue milēs of Cambridge and Oxforde.*

The.xv.Chapter.

HUmbly ſue to your Maieſties, the ſocieties, Colledges, and companies, of your true and kaythfull ſubiectes, and dayly orators, the ſcholers and ſtudentes of both your maieſties vniuerſities, Cambridge, and Oxford, that where it hath ben accuſtomed tyme out of mynd, that both the ſayd market townes of Cambridge, and Oxforde, wherein the ſayde two vniuerſities be ſet, and the circuite of fyue miles next adioyning, hath ben free from any charge or moleſtation of any common takers, or purueyours for victuall, whereby the ſayde markettes were more plentifully ſerued with victuell, and the poore eſtate of a great multitude of ſchollers, hauyng very bare and ſmal ſuſtentation, therby releeued, and now by the meanes that contrary to the ſame lawdable cuſtome, diuers purueyours and takers, haue of late exceſſiuely frequented the ſame markettes, and thereby geuen occaſion to make victuels both more ſkante and much dearer, to a notorious decay of ſchollers, which alſo dayly in this great dearth is lyke to encreaſe, and be more lamentable, to the hinderance of gods ſeruice, the diſhonour of the realme, the diſcomfort of al good and holy men louyng learning and vertue.

It may therfore pleaſe your Maieſties, of your great pitie, & aboundaunt fauour and loue towardes your ſayde two vniuerſities, being the very two only nourſes of good learning in this Realme, with the aſſent of the Lordes ſpiritual and temporal, and the commons in this preſent Parliament aſſembled, and by the aucthoritie of the ſame, to enact, ordeyne, and eſtabliſhe, that from henceforth, no manner of purueyour, taker, badger, loder, or other miniſter, may, or ſhall take or bargayne for any kinde of victuell, or grayne, in any of the ſayde markets or townes of Cambridge and the citie of Oxford, nor ſhal take or bargayne for any victuel within the compaſſe of fiue miles therto adioyning, without the conſent, agreement, or good wyl of the owner or owners, neyther ſhal attempt to cary, take away, or bargayne for any maner of grayne, or other victuel, bought, or prouided within the ſaid ſpace of fyue myles, by any common miniſter of any Colledge, hoſtell, or hall, to be ſpent within any of the ſayd Colledges, hoſtels, or halles, vpon payne of the forfeyture of the quadruple value of any ſuche maner grayne, or victuall, ſo taken or bargayned for, in any of the ſayde markettes, or within the ſayde ſpace of fyue myles, agaynſt the wyll of the owners, as is aboueſayde, or attempted to be taken, caryed away, or bargayned for, beyng prouided, as is aboueſayde, for to

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be ſpent in any the Colledges, hoſtels, or halles: and further, ſhal ſuffer impriſonment for the ſpace of three monethes, without baile or mainprize. and that the Chauncellour or vicechauncellour, or his Commiſſarie for the time being, eyther of the ſayde vniuerſities, with two Juſtices of peace of the Countie wherin the ſayde vniuerſities be ſet, ſhal haue full power by aucthoritie of this act, to enquire by the othes of twelue men, of and vpon the defaultes and offences committed contrary to the tenor therof, and to ſee due punihment and reformation therof in fourme aforeſayd, from tyme to tyme: the one halfe of which foreſayd forfeytures to be to the common treaſure of eyther the ſayde vniuerſities, reſpectiuely to the faulte committed againſt this their priuilege, the other halfe to the partie that wyl ſue for the ſame, by action of debt, byl, playnt, or otherwiſe in any court of record, or before the foreſayde Chauncellour, his vicechauncellour, or Commiſſarie for the tyme being, and two Juſtices of peace, as is before expreſſed.

Prouided, that this act ſhall not be put in execution at any tyme or tymes, whenſoeuer your Maieſties, or the heyres or ſucceſſours of your maieſtie our ſoueraigne Lady, ſhal pleaſe to come to any of both the ſayde vniuerſities, or within ſeuen myles of eyther of them, but ſhalbe in ſuſpence, during that tyme onely, and not longer.

Prouided alwayes, and be it enacted by the aucthoritie aforeſayde, that this act, or any thing therin conteyned, ſhall not in any wyſe be preiudicial or hurtful to the Maior, Bailiffes, & comminaltie of the citie of Oxforde, nor to the Maior & comminaltie of the towne of Cambridge, or to their ſucceſſours, for, & concerning any of their liberties or priuileges, but that they, and euery of them, and their ſucceſſours, reſpectiuely, may haue and vſe the ſame, in ſuche maner & fourme, as they, or any of them, might, or ought to haue done before the making of this act: any thing in this act conteyned to the contrary, notwithſtandyng.

An Acte touching watermen and bargemen vpon the riuer of Thames.

The.xvi. Chapter.

WHERE as heretofore for lacke of good gouernement and due order, amongſt Wherrimenne, and watermenne, exerciſing, vſyng, and occupying rowyng vpon the ryuer of Thames, there hath diuers and many miſfortunes, and miſchaunces happened and chaunced of late yeeres paſt, to a great number of the Kyng and Queenes ſubiectes, aſwell to the nobilitie, as to other the common people, that haue paſſed and repaſſed, and ben caryed by water

water, by reason of the rude, ignorant, and vnskylful number of watermenne, whiche for the most part be maisterlesse menne, and single menne, of al kyndes of occupations and faculties, whiche do worke at theyr owne handes, and many boyes, beyng of smal age, and of litle skyl, and beyng persons out of the rule and obedience of anye honest maister, and gouernour, and doo for the most part of theyr tyme, vse dicing and cardyng, and other vnlawfull games, to the great and euyl example of other suche lyke, and agaynst the common wealth of this Realme. And al which sayd euyl and ignorant persons in the tyme of prestyng by commission, for the seruice of the kyng and queenes most royal maiesties vpon the sea, for that they haue no knowen place of abyding, doo for the most part absent and conuey them selues into the countrie, and other secrete places, practising there robberies and felonies, and other euyl detestable factes, to the great annoyaunce of the common wealth. And so after the sayde commission of prestyng ended, oft tymes the sayde euyl persons do repayre agayne to theyr former trade of rowyng, colourtyng theyr euyl deedes, and also dyuers of them beyng very ignorant for lacke of conuenient tyme of learnyng & exercise, in the which they might obteyne sufficient knowledge of their occupation, do oftentimes presume and enterprise to receaue diuers of our sayde Soueraigne Lorde and Lady the kyng and queenes Maiesties louyng subiectes, into theyr botes and whirries, and do cary and conuey theyr sayde subiectes, from place to place by water vpon the sayde ryuer of Thames, whereby diuers persons haue benne robbed and spoyled of theyr goodes, and also drowned: and for and by the occasion aforesayde, be dayly put in feare and peryl of theyr lyues, the which is very lamentable, & not to be permitted or suffered in any common wealth. And by reason also that a great number, and the most part of the whirries, and botes, nowe occupied and vsed, and of late tyme made for rowyng vpon the sayde ryuer, benne made so litle and smal in portion, and so strayght and narowe in the bottome, varyng muche from the olde substantial sorte and sure makyng of botes and whirries, which was vsed before, the space of.xx. yeeres last past, insomuch as the most part of the botes and whirries vsed at this day, ben so shallowe and tickle, that thereby great peryl and daunger of drownyng hath many tymes ensued, and dayly is lyke to ensue, vnlesse some speedie remedie be herein had and prouided.

For reformation whereof, be it enacted by the Kyng and Queenes Maiesties, the Lordes spiritual and temporall, and the commons in this present parliament assembled, and by the authoritie of the same: that there shalbe yeerely appoynted, chosen, & elected, by the Maior, and court of Aldermen, of the citie of London, for the time

beyng the number of eyght perſons, of the moſt wyſe, diſcrete and beſt ſort of watermen beyng houſholders, and occupiyng as watermen, vpon the ſayde ryuer betweene Grauelende and Windſor, which election ſhalbe yeerely at the fyrſt court of Aldermen, to be holden within the ſayde citie, next after the fyrſt day of Marche, & the ſame eyght perſons ſo elected, ſhalbe named, & called the ouerſeers, and rulers of all the whirrimen & watermen, that from and after the ſayd fyrſt day of March, ſhal vſe, occupie, or exercile any rowyng vpon the ſayd ryuer of Thames, betwirt Grauelende and Windſor aforeſayde, whiche ſayde ouerſeers and rulers, ſhal keepe and mainteyne good order and obedience amongſt the ſayde watermenne, according to the true meanyng of this preſent act.

And alſo be it further enacted by the aucthoritie aforeſayde, that after the feaſt of Pentecoſt next cõmyng, no perſon nor perſons where two watermen, & not aboue the number of two ſhal rowe togeather in one bote or whirrie, in any place or places betwirt Grauelend and Windſor aforeſayde, ſhal preſume to enterpriſe to receyue or take any perſon or perſons, into his or theyr bote or whirrie, to thintent to cary or conuey hym or them therin, vnleſſe one of the ſame two watermen, haue ben for the moſt part exerciſed and vſed in rowyng vppon the ſayd ryuer of Thames, by the ſpace of two whole yeres before the time: And that alſo one of the ſame two watermen at the leaſt, be duely admitted and allowed by the ſame eyght ouerſeers and rulers, or the moſt part of them, by wryting vnder theyr knowen ſeale, to be a ſufficient and able waterman, vpon payne that euery perſon and perſons preſuming or offendyng contrary to the true meanyng of this preſent acte, ſhal by the ſayde eyght ouerſeers, or rulers, be committed to priſon in one of the Counters of the citie of London, there to remayne by the ſpace of one moneth, or leſſe, as the offence ſhal requyre.

And alſo be it further enacted, that no perſon nor perſonnes, beyng ſingle men, not keeping houſholde, and not reteyned, ſhall from and after the ſayde feaſt of Pentecoſt next commyng, vſe, or exercile to rowe betweene Grauelende and Windſor aforeſayd, vnleſſe he or they be prentiſe or prentiſes, or in ſeruice reteyned with a maiſter by the whole yeere at the leaſt, vpon payne of lyke impryſonment.

And alſo be it further enacted, that the Lorde Maior of London, and the Aldermen of the ſame Citie, and the Juſtices of peace within the ſhyres next adioyning to the ſayde ryuer of Thames, euery of them within theyr ſeueral iuriſdictions and aucthorities, ſhall haue ful power and aucthoritie by vertue of this preſent acte, vppon complaynt made to them, or any of them, by the ſayd ouerſeers and rulers, or two of them, or the maiſter or maiſters of any ſuche ſeruauntes not

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only to examine, heare, and determine, all complaynts, and offences to be done or committed by any suche person or personnes, that shal offende contrarie to the true meanyng of this present acte, and to set at large al and euery suche person and persons, as shal fortune to be imprysoned by the sayde ouerseers and rulers accordyng to this acte, yf iust cause shal appeare vnto them so to doo: But also by theyr good discretions and wysedome, to punyshe, correct, and reforme, the sayd Ouerseers and Rulers, and euery of them, that shal vniustly, or without good cause or grounde, punyshe any personne or personnes, by colour of this present Acte, or anye thyng therein conteyned.

And be it further enacted by thaucthoritie aforesayde, that yf any person or persons whatsoeuer, from henceforth doo, or shal make any whirrie or bote, to the entent commonly to vse rowyng and carying people vpon the sayde ryuer of Thames, which shal not be .xxii. foote and a halfe in length, and foure foote & a halfe broade in the midshipr or which shal not be substantially, and wel able and sufficient to cary two persons on one side tight, accordyng to the olde quantitie, scantlyng, thicknesse of borde, goodnesse, and good proportion, heretofore had, and vsed: that then the same bote or botes, so beyng made contrary to the proportion and sorte before expressed, shalbe taken as forfeyte, and shalbe forfeyte, the one halfe thereof to the kyng and queenes maiesties, our sayd soueraigne Lorde and Ladyes vse, and to the vse of the heyres and successours of the queenes maiestie, and the other halfe to hym or them that wyll sue for the same, in any of the kyng and queenes maiesties courtes of recorde, by action of detinue, Byll, Playnte, Information, or otherwyse, wherein no wager of lawe, essoigne, protection, or iniunction, shalbe allowed for the defendaunt.

And be it further enacted, that yf any person or persons, whiche from and after the sayde feast, shal vse and exercise the occupation of rowing betwixt Graueseude and Windsor aforesayde, whiche in the tyme of the execution of anye commission of prestyng, that shall be hadde for the seruice of the kyng and Queenes Maiesties, and the heyres and successours of the Queenes Maiestie, in theyr affayres, shal wyllyngly, voluntarilye, and obstinatelye, withdrawe, hyde, or conueye hym or them selues, in the same time of prestyng, into secrete places, and out corners, and after when suche time of prestyng is ouerpassed, shal returne and comme agayne to the sayde ryuer of Thames, to rowe betwixt Graueseud and Windsor aforesaid, and that duely prooued by two indifferent witnesse, before the sayde Maior & court of Aldermen, or Justices of the peace, & two of the sayd rulers, that then he or they so dooing & offendyng, shal suffer imprysonment

ment by the space of two weekes, and be banished any more to rowe from thencefoorth vpon the saide ryuer of Thames, by the space of one whole yeere and a day, then next folowyng.

And be it further enacted, that it shalbe lawful to the sayde eyght rulers for the time being, & their successors, from time to time to counsent, & cal before them at some conuenient place by them to be apoynted, al and euery such person and persons, which from and after the sayde feast of Pentecost, shal occupie and vse the sayde trade and occupation of rowyng betwirt Gravesende and Windsor aforesayde, and shal enter and register the name and names of them, and euery of them, that shalbe by them allowed or admitted for watermenne to rowe betwirt Gravesende and Windsor aforesayde, in a booke to be made for the same intent and purpose, and to take suche further order and direction therein, with euery the sayde parties, by the auctoritie of this present acte, as it shal seeme meete and necessary by the discretion of the sayd ouerseers and rulers, for the time beyng: And also that the sayd ouerseers and rulers, shal and may by thauctoritie of this acte, ouersee, viewe, and survey, at al and euery tyme and tymes hereafter, al maner botes and whirries, that shal from and after the sayd feast be made, before the sayde bote or botes, whirrie or whirries, be launched out of the yarde, or ground wherin the same bote or botes, whirrie or whirries, shal fortune to be made, into ỹ sayd ryuer of Thames, to thintent that they, and euery of them, may be made & prepared, in such maner and fourme, and according to the goodnesse, proportion, and quantitie, in this present acte before limitted, and expressed.

And be it further enacted by thauctoritie aforesayde, that yf any person or persons, whiche at any tyme hereafter shalbe elected or chosen to be a ruler or ouerseer, as before is expressed, do happē negligently to vse & exercise his or their roome or place, or that wyl obstinately refuse to take vppon hym or them, the roome or roomes, place or places, of any the sayde ouerseers or rulers, that then al, and euery such offender or offenders so offending, shal loose and forfeyte the summe of fiue pounde of lawful money of Englande, the one halfe whereof shalbe to our sayde soueraigne lord and ladye the Kyng and Queenes maiesties vse, and to the vse of the heyres & successors of the Queenes maiestie, and thother halfe to him or them that wyl sue for the same, in any of the kyng and queenes maiesties courtes of recorde, by action of debt, or by any other the wayes or meanes aboue specified, wherein no wager of lawe, essoigne, protection, or iniunction, shalbe admitted or allowed, for the defendaunt or defendauntes.

And be it further enacted by thauctoritie aforesayde, that the sayde Maior and court of Aldermen of the sayd citie of London, for the tyme being, shal from time to tyme, at theyr discretions, limit, set, and assesse,

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assesse the price & prices, and summes of money that euery person or persons so aucthorised to rowe as is aforesayde betwirt Gravesend & Windsor aforesayde, shal take for his or theyr labour or fare from place to place particularly betwirt Gravesende and Windsor aforesayde, and the same prices and assessementes to be set, shal bryng or cause to be brought to the priuie Counsel of our soueraigne Lorde and Ladye the kyng and queene, to be viewed and seene by some of the sayd priuie Counsel: and after that the sayde assessementes and prices shalbe signed and subscribed with the handes of two of the sayde priuie counsel at the least: the sayde Maior and court of Aldermen, for the tyme beyng, shal cause the sayde prices and assessementes to be written and set vp in tables in the Guyldhal, in the citie of London, Westminster hall, and els where, where the sayd Maior and court of Aldermen shal thinke conuenient. And euery person and persons, that shal take for his or theyr fare or labour aboue the prices that shalbe assessed, viewed, written, and set vp in fourme aforesayde, shal forfeyte for euery suche offence fourtie shyllynges, and also shal suffer imprisomente by one halfe yeere, the one moitie of ỹ sayde forfeyture to be to the kyng and queenes Maiesties, her heyres and successours, and the other moitie thereof, to hym or them that wyl sue for the same in any of the kyng and queenes maiesties courtes of recorde, by action of debt, or by any other the wayes or meanes aboue specified, wherein no wager of lawe, essoigne, protection, or iniunction, shalbe admitted or allowed for the defendaunt, or defendauntes.

And be it further enacted by thauctho*r*itie aforesayd, that no person nor persons occupiyng or vsyng anye Westerne barge, shall reteyne, take, or receyue into his or theyr seruice, any single person, not keeping house or houshold*e*, but onely suche as shalbe reteyned with hym or them by the whole yere, and no houshold*er*, but such as he or they wyl & shal answeare for, for his or theyr good behauiour, vpon payne of forfeyture, for euery suche offence fourtie shyllinges, the one moitie thereof to be to the kyng and queenes Maiesties, her heyres and successors, and the other moitie thereof to him or them that wyl sue for the same, in any of the kyng & qneenes courtes of Recorde, by action of debt, or by any other the wayes or meanes aboue specified, wherein no wager of lawe, essoigne, protection, or iniunction, shalbe admitted or alowed for the defendaunt, or defendauntes.

¶ *An act to take away the benefite of Cleargie from* Benet Smith, for the murther of Rutforde.

The .xvij. Chapter.

In

In moſt humble wyſe ſheweth vnto your moſt excellent highneſſes, & to the lordes and commons in this preſent parliament aſſembled, your true ſubiect & daylye oratrice Margerie Ruſſorde widdowe, late the wyfe of Gyles Ruſſorde, late of Edleſburge in your graces countie of Buckingham Eſquyre deceaſed, that where one Benedict Smith, late of Edleſburge aforeſayd, yeoman, otherwiſe called Benet Smith, late of Edleſburge, in the ſayd countie of Buckingham gentleman, of his cruel mynd and deadly malice and hatred, which he the ſayd Benedict had, and dyd beare vnto the ſayde Gyles Ruſſorde, he the ſayd Benedict in the tearme of Eaſter, in the fyrſt yere of the raigne of your hyghneſſe, our ſayd ſoueraigne Lady the queene, dyd purchaſe and comence a writte of appeale of robberie, returnable in your hyghneſſe benche, commonly called the kynges bench, againſt the foreſayde Gyles Ruſſord, and other perſons, ſuppoſyng by the ſame writte, and by the declaration thereupon made, that the ſayde Gyles Ruſſorde, and the other perſons named in the ſayd writte, the ſeuenth day of Apryl in the ſayde fyrſt yeere, at litle Gaddeſden, in your graces Countie of Hertforde, did felonioufly ſteale, take, and beare away from the perſon of ꝑ ſayd Benedict, one cloke, a veluet purſe, ſixteene poundes ten ſhyllynges in money numbred, & other thynges, of the money, goodes, and cattels of the ſayde Benedict: whereupon the ſayd Gyles Ruſſorde, and the ſayd other perſons named in the ſayde writte, dyd appeare and were arraigned in the ſayd bench, & thereunto pleded not gyltie, and thereupon the ſayd parties were at iſſue, as by the recordes there remaynyng in the ſayd bench playnly appeareth, the which ſayd iſſue not being tried, the ſayd Benedict Smith, not ceaſſyng to execute his ſayd diueliſhe malice and crueltie, but entendyng vtterly to deſtroy the ſayde Gyles Ruſſorde, and the ſayde other perſons named in the ſayde writte, he the ſayde Benedict togeather with one John Godfry of Edleſburge aforeſayde yeoman, the ſeuen and twentie day of September, in the fyrſt and ſeconde yeeres of your hyghneſſes raignes, at Ware in the ſayde Countie of Hertford, did falſly conſpyre to endite the ſayd Gyles Ruſſorde, and the ſayd other perſons, of the ſayde robbery and felonie mentioned in the ſayde writte of appeale, whereupon they the ſayde Benedict and John Godfry did then and there before your hyghneſſes Juſtices of general gaole deliuerie, then and there holden, endite the ſayde Gyles Ruſſorde, and the ſayde other perſonnes, named in the ſayde appeale, of the ſayd robberie and felonie, vpon which ſayde enditement, the ſayde Gyles Ruſſord was afterwarde then, and there, before the ſayd Juſtices arraigned, and therunto dyd pleade not gyltie, and put him ſelfe vppon the countrey, whereupon he the ſayde Gyles was afterwarde then, and there, thereupon founde not gyltie, as by recordes thereof playnely appeareth.

And

And yet the sayd Benedicte Smyth not yet leauyng his sayd vexation and malice, dyd afterwarde sue forth processe to haue the sayde issue tryed betweene hym & the sayd Gyles Rufford ioyned in the saide writte of appeale, wherevppon processe continued agaynst the Jurie therevpon returned in the sayd Countie of Hertford, vntil the said Jurie dyd appeare in the sayde benche, at a certayne day, at whiche day the sayd Benedicte Smyth, with his witnesses and councellours, dyd geue in euidence to the said Jurie to proue the sayde Gyles giltie of the sayd felony, and the sayd Gyles in lyke maner, with his witnesses and counsellours, dyd geue in euidence to the sayd Jurie, to proue hym the sayde Gyles, not to be gyltie of the sayde felonie, wherevppon the sayde Jurie was charged to trye the sayde issue. And afterwarde when they were agreed vppon theyr verdite thereof, and redye to yeelde vp the sayd verdite, the sayd Benedict beyng solemnly called in the sayd bench, dyd make defaulte, and was nonsuit in his sayde writte of appeale, by reason whereof, aswell the sayde Gyles, as the sayde other persons named in the sayde writte, were discharged of the sayde sute, agaynst the sayde Smyth, as by the recordes thereof remaynyng in the sayde benche plainely appeareth: by reason and occasion of all whiche sayde shame, slaunders, vexations, troubles, & charges, that the sayde Gyles Rufforde was put vnto, through the falle and slaunderous meanes of the sayde Benedict, he the sayde Gyles entendyng to recouer agayne part of his sayd charges, dyd afterwarde in the saide bench commence, & sue a byll of conspiracie agaynst the sayde Benedict Smith, & John Godfrey, for theyr sayde falle and vntrue conspiracie, in procuryng the sayde falle inditement, wherevnto the sayde Benedict and John Godfrey pleded not gyltie, wherevppon they were at issue, and therevppon proces dyd continue in the sayd bench vntyll a writ of Nisi prius was awarded out of the sayd bench, into the sayd Countie of Herford, to try the sayd issue, where at the assises holden at Hertford in the said Countie of Hertforde, in the .xxii. day of July, in the fyrst and thyrde yeeres of your hyghnesses raignes, it was found before the Justices of the sayde Nisi prius, by the Jurie therevpon enpanelled, that the saide Benedict and John Godfrey were gyltie of the sayd conspiracie, & the sayd Jury assessed damages to fourescore and ten poundes, and ten poundes for the costes of the sayde sute, as by the recordes of the sayde Nisi prius playnely may appeare: since which sayde verdit so geuen, the sayd Benedict Smyth being led with the instigation of the deuyl, & encreasing in more mischiefe and malice agaynst the saide Gyles, dyd moue, stirre, labour, hyre, and procure, one Fraunces Conyers, late of London gentleman, and one John Spencer, late of London yeaman, to murder & kyll the sayde Gyles Rufforde, and promised the sayde Fraunces and John Spencer, fourtie pounds to commit the sayd murder, and he the

sayde

ſayde Benedict dyd geue onto the ſayde Fraunces and John Spencer two Iauelynges and a Dagge, to commit the ſame, wherevpon the ſayde Fraunces Conyers, and John Spencer at diuers and ſeuerall tymes, aſwel in your ſaide Countie of Buckingham, as in your graces Counties of Hereforde, Midd, and Hunt, dyd goe about to committe the ſayde murder, and at the laſt by the great labour and deſyre of the ſayde Smyth, they the ſayd Fraunces and John Spencer afterward, that is to witte, the tenth day of September laſt paſt, at Alconburie weſton, in your graces Countie of Hunt, by ỹ procurement aforeſaide, dyd malitiouſly, and felonioully hyl and murder the ſayde Gyles Ruſforde: for which murder ſo committed, and after relation thereof made vnto the ſayde Smith, he the ſayde Benedicte Smith, dyd afterward ſende to the ſayde murderers a ryng of golde, and twentie ſhyllynges in money, by the forenamed John Godfrey in part of payment of the ſayde fourtie poundes, as by the ſeueral confeſſions of the ſayd murderers, and alſo by the confeſſion of the ſayde John Godfrey, and diuers other moſt manifeſtly may appeare: whiche ſayde murder was and is one of the moſt deteſtable and heynous murders, all the circumſtaunces conſydered, that was done or committed by ſuche falſe practiſes, conſpiraces, and deuices, within the tyme of any mans remembrance within this your Realme, to the euyll and perilous enſample of all other lyke offenders.

It may therefore pleaſe your moſt excellent hyghneſſes, the premiſſes conſydered, and for the auoydyng of ſuche deteſtable murders hereafter, that it may be enacted by your hyghneſſes, the lordes ſpiritual and temporal, and the commons in this preſent Parliament aſſembled, and by thaucthoritie of the ſame, and be it enacted by the ſaide aucthoritie, that yf the ſayde Benedict Smith, otherwyſe called Benet Smyth, be or ſhalbe in any maner of wyſe hereafter lawfully intited in your ſayde Countie of Buckyngham, or els where, or appealed as accellarie to the ſayd murder, for the procuryng of the ſame, and be herevpon founde gyltie by verdict of twelue men, or ſhall confeſſe the ſame vpon his arraignement, or ſhal not anſweare therevnto directly accordyng to the lawes of this your Realme, or ſhall ſtande wylfully, or of malice muet, or ſhall chalenge peremptory, aboue the number of twentie perſons: that then he the ſayde Benedict ſhal not be admitted to haue or enioy the priuiledge or benefite of his Cleargie, but ſhalbe put from the ſame: any lawe, ſtatute, or cuſtome in this your Realme to the contrary, notwithſtandyng.

An Acte touching commiſſions of the peace, and gaole deliuerie in Townes corporate, not beyng Counties.

The.xviii. Chapter.

Where

WHere the kyng and queenes moſt excellent highneſſe, & theyr noble progenitours kyngs of this Realme, haue heretofore graunted their ſeuerall commiſſions, directed aſwel vnto the Maiors, recorders, & other graue men, and inhabitauntes of certayne auncient and famous cities, & townes corporat, within their Realme of Englande, not being Counties in them ſelues, as alſo vnto diuers other worſhipfull and learned men, dwellyng out of the ſame cities, and townes corporate, aſwell for the kepyng of theyr peace, good orderyng of theyr people, & executyng of theyr lawes & ſtatutes, within the ſame Cities and Townes corporate, as alſo for the deliuerie of their maieſties priſoners remaynyng in the gaole there: & after the grauntyng of ſuch commiſſions, their maieſties haue graunted diuers other lyke commiſſions vnto certayne worſhipfull and learned men of the Shyres, Lathes, Rapes, Rydinges, and Wapentakes, of this Realme of Englande, for the confyrmation of theyr peace, and alſo deliueryng of their priſoners remaynyng in theyr gaoles within ỹ ſame Shyres, Lathes, Rapes, Rydinges, and Wapentakes, whiche commiſſions ſo bearing a latter date, haue ben a ſuperſedias, & cleare diſcharge vnto al & ſinguler the ſaid former commiſſions, graunted vnto the ſayd cities, & townes corporate, not being counties in them ſelues, ſo that the ſayd Maior, and other graue and cheefeſt officers, of euery ſuche citie and towne corporate, haue benne charged to ſue for the renuing agayne of ſuche commiſſions, both for the peace, and gaole deliuerie, to the great expences, coſtes, and charges, of the ſayd Maior, and other thinhabitauntes of ſuch cities, and townes corporate, and to the great protractyng and delay of iuſtice there in the meane tyme. For reformation whereof, and for the better auauncement of iuſtice in the premiſſes, be it therefore enacted by the kyng and queenes maieſties, the lordes ſpiritual and temporal, and the commons in this preſent Parliament aſſembled, and by the auctho[r]itie of the ſame, that al and ſinguler commiſſion & commiſſions graunted, or to be graunted, to any ſuche citie or towne corporate, not being as is aforeſayde, a countie in it ſelfe, for the keping of their peace, & deliuerie of the priſoners remayning in the gaoles of any ſuche Citie or Towne corporate, not beyng a Countie in it ſelfe, ſhall ſtande, remayne, and be good, auaileable, and effectuall in the lawe, to al intentes, conſtructions, and purpoſes, the graunting of any lyke commiſſion of peace, or gaole deliuerie, to any cõmiſſioner, or commiſſioners, for the conſeruation of the peace, or deliuerie of the priſoners remaynyng in the gaole of any Shyre, Lath, Rape, Rydyng, or Wapentake, within this Realme of England, bearing date after ỹ ſaid commiſſion, or commiſſions, graunted as is aforeſaid, to any ſuche Citie, or Towne corporate, not beyng as is aforeſaid, a Countie in it ſelfe, to the contrary, notwithſtandyng.

Cap.xix. # Anno ſecundo & tertio

An Acte touching Powdike in Marſhelande.

The.xix. Chapter.

WHere in the Parliament holden at Weſtminſter in the xxii. yere of the raigne of the late kyng Henry the.viii. there was an acte made and eſtabliſhed for the preſeruation of Marſheland in the Countie of Nork. entituled, An act touchyng Powdike in Marſheland, by the whiche act it was prouided & enacted, that yf any peruerſe & malitious perſon dyd cut downe and breake any part, or partes of the dike called the newe Powdike in Marſhelande, in the Countie of Nork. & the broken dike, otherwyſe called Oldfeelde dike, by Marſhlande in the Iſle of Ely, in the Countie of Cambridge, or of any other bancke, beyng parcel of the ryde and vttermoſt part of the ſaide countrie of Marſhelande aforeſayde, made for the defence and preſeruation of the ſame countrie of Marſhelande, that euery ſuche offence from henceforth by any perſon or perſons committed, and done otherwyſe then in woorkyng vpon the ſayd banke, or dikes, for the repayring, fortifying and amendyng of the ſame, ſhoulde be taken, reputed, and adiudged felonie, and that the offenders and doers of the ſame, and euery of them, be adiudged and reputed felons: and that the Juſtices of the peace of the ſayde Counties of Nork. and Cambridge, within the ſame Iſle, at euery of theyr ſeſſions within the ſame Iſle, and Counties, to be kept by thaucthoritie aforeſayd, ſhould haue full power to cauſe enquirie to be made of euery ſuch offence ſo at any tyme after, in forme aforeſayd to be committed & done, and to award like proceſſe againſt euery of the ſayde offenders with lyke iudgement & execution of the ſame, yf they, or any of them, be thereof found giltie, by verdite or otherwyſe, as the ſayde Juſtice hath vſed and accuſtomed to doo vpon other felonies, beyng felonie at the common lawe, as by the recorde of the ſayde acte more playnely appeareth. And albeit the ſayde eſtatute was a very good and beneficiall eſtatute, for the defence of the ſayde countrey of Marſhelande, yet the ſayde ſtatute was, and is by one acte and eſtatute lately made for the repeale of treaſonnes and felonyes, in the fyrſt yeere of the raigne of our late Soueraigne Lorde, Kyng Edwarde the ſixt, amongeſt diuers other thynges, clearely repealed and made voyde, by reaſon whereof, aſwell the ſayde Countrie of Marſhelande, as the inhabitauntes of the ſame, and theyr goodes, and cattelles preſently ſtande and remayne in great daunger of drowneyng, and ſurroundyng, to theyr vtter impoueriſhment, and vndooyng.

For

For reformation whereof, be it enacted by the auctoritie of this present Parliament, that the sayde acte and estatute made in the said parliament, holden in the sayde.xrii yeere of the raigne of the sayde late kyng Henry the eyght, entituled, An acte concernyng Powdike in Marshelande, and all and euery braunche, article, penaltie, & sentence therein conteyned, shall from the.xx. day of Januarie next comming, be reuiued and stand, and be in perfect force, strength, and effect in the lawe, to all intentes, constructions, and purposes, as the same was before the repeale thereof had, and made: any thyng mentioned and conteyned in the sayd act of repeale, or any other lawe or statute to the contrary, notwithstandyng.

¶ *An acte for the enlarging of the Duchie of* Lancaster.

The.xx. Chapter.

Forasmuche as the King and Queene our soueraigne Lord and Lady, consydering and regardyng the estate of the Duchie of Lancaster, being one of the moste famous, princelyest, and stateliest peeces of our sayd Soueraigne Lady the Queenes auncient inheritance, do perceyue and consyder, that the possessions and yerely reuenues of the sayde Duchie, are and haue benne of late greatly diminished, aswell by reason of sundry gyftes, grauntes, and sales, made by the late kynges of famous memorie, Henry the eyght, and Edward the sixte, late kynges of Englande, father and brother to our sayd Soueraigne Lady the Queenes hyghnesse, as also by reason of sundry exchaunges, made with diuers theyr louyng subiectes, of sundry manours, landes, tenementes, possessions, and hereditamentes, lately belongyng to the same Duchie: and the manours, landes, tenementes, possessions, and hereditamentes, beyng receyued and taken in recompence of the sayde exchaunges, be not anexed to the sayde Duchie, but be in the order, suruey, and gouernaunce of other courtes and places, so by theyr hyghnesse taken and receyued in therchaunge.

And forasmuche also, as their Maiesties doo minde and intende to preserue, auaunce, maynteyne, and continue, the auncient and honourable estate of the sayde Duchie, our sayd Soueraigne Lord and Lady therefore be pleased and contented, that it be enacted, ordeyned, & established by theyr Maiesties, with the assente of the lordes spirituall and temporall, and the commons in this present Parliament assembled, and by the auctoritie of the same, that al Honoures, Castelles, Lordshyps, manours, landes, tenementes, possessions, and hereditamentes,

within

within this Realme of Englande, which at any tyme ſince the .xxbiii. day of Januarie, in the fyrſt yeere of the raigne of our ſayde late Soueraigne Lorde Kyng Edwarde the ſixt, were parcell of the poſſeſſions of the ſayde Duchie of Lancaſter, or whiche were vnited and annexed to the ſayde Duchie by auctho*r*itie of Parliament, letters patentes, or otherwyſe: and whiche at any tyme ſince the ſayd .xxbiii. day of Januarie haue ben geuen, graũted, alienated, bargayned, ſold, exchaunged, or otherwyſe ſeuered from the ſaid Duchie by our ſaid late ſoueraigne Lorde Kyng Edwarde the ſixt, or by our ſayde Soueraigne Lady the Queene that nowe is, or by our Soueraigne Lorde and Ladye the Kyng and Queenes Maieſties that nowe be, to or with any perſon or perſons: and whiche ſayde Honours, Caſtels, Lordſhips, Manours, Landes, Tenementes, and Hereditamentes, ſince ſuch gyftes, graũtes, alienations, bargaynes, ſales, exchaunges, or ſeueraunce thereof ſo made as is aforeſayde, benne cummen or returned agayne to the handes of our ſayde late Soueraigne Lorde Kyng Edwarde the ſixt, or to the handes of our ſayde Soueraigne Lady the Queene, or to the handes of our ſayde Soueraigne Lorde and Lady, the Kyng and Queene, or to the handes of her Maieſtie, her heyres, and ſucceſſours, in poſſeſſion, reuertiõ, remaynder, or otherwyſe, by attaynder, eſcheate, forfeyture, purchaſe, remaynder, or otherwyſe, and whiche nowe be or remayne in the handes of our ſayde Soueraigne Lorde and Lady the Kyng and Queenes Maieſties, of any eſtate of inheritaunce, ſhal from the tyme the ſame came and reuerted agayne to the handes of our ſayde late Soueraigne Lorde Kyng Edwarde the ſixt, or to the handes of our ſayd Soueraigne Lady the Queene, or to the handes of our ſayde Soueraigne Lord and Lady the Kyng and Queene, by auctho*r*itie and force of this acte, be vnited and annexed for euer vnto the ſayd Duchie of Lancaſter, and ſhalbe adiudged, deemed, and taken for euer, for, and as parcels & members of the ſayd Duchie of Lancaſter, and that al ſuch and thoſe of the ſaid Manours, Landes, Tenements, and Hereditamentes, whiche be lying within the Countie Palentine of Lancaſter, ſhalbe of the ſame nature, qualitie, kynde, and condition, to all intentes, conſtructions, and purpoſes, as others the auncient poſſeſſions of the ſayde Duchie, lying and being within the ſayd Countie Palentine of Lancaſter, be and ought to be: and al thoſe and ſuche of the ſayde manours, landes, tenementes, and hereditamentes which be lying out of the ſayd Countie Palentine of Lancaſter, ſhalbe of the ſame nature, qualitie, kynde, and condition, to all intentes, conſtructions, & purpoſes, as other auncient poſſeſſions of the ſayde Duchie, lying and being out of the Countie Palentine of Lancaſter, be & ought to be, & ſhalbe in the letting, ſettyng, order, rule, ſuruey, receipt, and gouernaunce of the Chauncellour, Counſel, & officers of the ſayde

Duchie

Duchie of Lancaſter for the tyme beyng, for euermore in lyke and the ſame maner and fourme, to al intentes and purpoſes, as others the ſayde auncient poſſeſſions belongyng to the ſayde Duchie, ben, haue ben, or owen to be.

And that all the ſayde Honours, Caſtelles, Lordſhyppes, Manours, landes, tenementes, and hereditamentes, vnited, and annexed to the ſayd Duchie of Lancaſter, by thaucthoritie and force of this act, and al and ſinguler gyftes, grauntes, leaſſes, letters patentes, and wrytinges thereof, or of any parcel thereof hereafter to be made by the Kyng and Queenes hyghneſſe, or by the heyres and ſucceſſours of her maieſtie, ſhal for euermore paſſe, and be made vnder ſuche of the ſayde Duchie, as other the auncient poſſeſſions of the ſayde Duchie haue vſed to paſſe, and be made, and not vnder any other ſeale or other wyſe, and with the lyke and the ſame liuerie of ſeaſon, attornementes, ceremonies, orders, and circumſtaunces in the lawe, and in the ſame manour and forme, as other the auncient poſſeſſions of the ſayd Duchie, and the letters patentes, charters, and writings hereof, heretofore of auncient time made, haue vſed and ought to be made and paſſed, and not otherwyſe, nor in any other maner and fourme: anye lawe, eſtatute, vſage or cuſtome to the contrary thereof, in anye wiſe, notwithſtandyng.

And be it further enacted, ordeyned, and eſtabliſhed, by thaucthoritie aforeſayde, that our ſayde Soueraigne Lorde and Lady the Kyng and Queene that nowe ben, and the heyres and ſucceſſours of her Maieſtie, may from tyme to tyme hereafter at theyr liberties and pleaſures, by theyr graces letters patentes, to be ſealed with the great ſeale of Englande, vnite, annexe, limitte, aſſigne, and appoynt, anye other theyr honours, caſtelles, lordſhyppes, manours, landes, tenementes, and hereditamentes, lying and beyng within this theyr ſayde Realme of Englande, vnto theyr ſayde Duchie of Lancaſter, for the further augmentation, honour, and eſtate of the ſayde Duchie, at theyr wylles and pleaſures.

And that all and euery ſuche annexing, limittyng, aſſignement, and appoyntment, made or to be made by our ſayd Soueraigne Lord and Lady the Kyng and Queene, or by the heyres or ſucceſſours of our ſayde Soueraigne Lady the Queene, of any theyr honours, caſtelles, lordſhyppes, manours, landes, tenementes, and hereditamentes, vnto the ſayde Duchie of Lancaſter, by any theyr ſayd letters patentes, vnder the great ſeale of Englande, ſhalbe as good and auaylable, as yf it were done by aucthoritie of parliament.

And that al ſuche honours, caſtelles, lordſhippes, manours, landes, tenementes, & hereditamentes, lyyng and beyng within the ſaid coun-

tie palantine of Lancaſter, which ſhal happen to be vnited and annexed to the ſayd Duchie by force of any ſuch letters patents, ſhal from the reſt of the ſayd letters patentes, within the order, ſuruey, rule, gouernaunce, iuriſdiction, letting, and ſetting of the ſayd Duchie of Lancaſter for the tyme being, as other the poſſeſſions of the ſayde Duchie, lying & being within the ſayd countie palentine of Lancaſter, haue vſed, and owen to be. And that al other honours, caſtelles, lordſhippes, manours, landes, tenementes, and hereditamentes, lying, & beyng out of the ſayd countie palentine of Lancaſter, which ſhal happen to be vnited & annexed to the ſayd Duchie, by force of any ſuch letters patentes, ſhalbe from the reſt of the ſaid letters patents, within the order, ſuruey, rule, gouernaunce, iuriſdiction, letting, & ſetting of the ſayd Duchie of Lancaſter, as others the poſſeſſions of the ſayd Duchie of Lancaſter, lying and being out of the ſayd countie palentine of Lancaſter, haue vſed and owen to be. Sauing to al and euery perſon and perſons, bodyes politique and corporate, they heyres, ſucceſſors, and aſſignes, and to the heyres, ſucceſſours, and aſſignes, of euery of them, al ſuch right, title, intereſt, entries, conditions, occupations, poſſeſſion, leaſe, and leaſes, fees, annuites, offices, rentes, ſeruices, commons, profites, commodities, eaſementes, actions, ſuites, demaundes, thing and thinges whatſoeuer, whiche they, or any of them, ſhoulde, might, or ought to haue had into, or out of any the premiſſes, before the making of this act, in like, & in the ſame maner, fourme, and condition, to al intentes, conſtructions, and purpoſes, as if this act had neuer ben had, or made: any thing in this act to the contrary in any wiſe, notwithſtandyng.

Prouided alwayes, and be it enacted by thauctoritie aforeſaid, that this act, or any thing or things therein conteyned, ſhal not in any wiſe extende to enhable, or geue any libertie to our ſayde ſoueraigne Lorde and Ladye the kyng and queene, nor to the heyres and ſucceſſours of our ſayd ſoueraigne Lady the queene, to vnite and annexe to the ſayd Duchie of Lancaſter, by theyr letters patentes, any honours, caſtels, lordſhippes, mancurs, landes, tenementes, or hereditamentes, being any part or parcel of the auncient inheritaunce of the crowne, or of the principalitie of Wales, or of the Duchie of Cornewal, or of the Earledome of Cheſter, or any theyr honours, caſtelles, lordſhippes, manours, landes, tenementes, or hereditamentes, ſet, lying, or beyng within the counties of Cheſter, & Flynt, or eyther of them: nor to geue, annexe, or aſſigne, to the ſayd Duchie of Lancaſter, any honours, caſtelles, lordſhippes, manours, landes, tenementes, or hereditamentes, exceeding & amounting in the whole, aboue the yerely value of two thouſand poundes: any clauſe, article, or thing in this act rehearſed, conteyned, or ſpecified, to ye contrary therof in any wiſe, notwithſtandyng.

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¶ *An act for the continuation of certayne Statutes.*

The.xxj.Chapter.

WHere in the Parliament begunne and holden at London the thirde day of Nouember, in the.xrri.yeere of the raigne of our most dread Soueraigne lord of most famous memorie Kyng Henry the eyght, and from thence adiourned to Westminster, and there holden and continued by diuers prorogations vnto the dissolution thereof, one acte was made and established for the restraynt of cariage and conueying of horses and mares out of this Realme, and also one other acte was there made for the true winding of woolles, and one other acte was there made, to restrayne kyllyng of waynlinges, bullockes, stieres, and heyfers, being vnder thage of two yeres, which sayde seueral actes, were then made to endure and continue vnto the next parliament, as by the sayde seuerall actes more playnely appeareth. And where also in the same parliament, one other act was made and established for attayntes to be sued, for the punishment of periurie vpon vntrue verdites: whiche actes last before rehearsed, were then made and ordeyned, to continue and endure to the last day of the next parliament, as by the same act more playnely at large is shewed and may appeare.

And where also in the parliament begun and holden at Westminster, the.viii.day of June, in the.xxviii.yere of the raigne of our sayde most dread soueraigne lord kyng Henry the eyght, and there continued and kept, vntyl the dissolution thereof: it was ordeyned and enacted that al and singuler the sayde actes aboue remembred, and euery of them, shoulde continue & endure in theyr force and strength, & also be obserued & kept, vntyl the last day of the next parliament, as by ỹ same act amongst other thynges therein conteyned, more playnly appeareth.

And where also in the parliament begun and holden at Westminster, the.xxviii.day of Apryl, in the.xxri.yere of the raigne of our sayde late most dread soueraigne lord kyng Henry the eyght, & there continued, vntyl the.xxviii.day of June then next folowing, it was ordeyned and enacted by thauctoritie of the same parliament, that al & singuler the sayd seueral actes aboue remembred, and euery of them, and al clauses, articles, and prouisions in them, and euery of them conteyned, shoulde continue and endure in theyr force and strength, and also be obserued and kept, vntyl the last day of the next parliament, as by the same acte amongst other thynges therein conteyned, more playnely appeareth. And where in the parliament holden at Westminster in the.xxvb.yeere of the raigne of our sayde late Soueraigne Lord Kyng Henry the.viii. one acte was made for the preseruation of

woodes to endure for ſeuen yeeres then next folowyng, & from thence to the ende of the next parliament, as by the ſame act more playnelye doeth and may appeare.

And where alſo at the parliament holden at weſtminſter, in the xxvii. yeere of the raigne of the ſayde late kyng Henry the eyght, and there continued and kept vntyl the diſſolution thereof, it was ordeyned and enacted, that al and ſinguler the ſayd actes aboue mentioned, and euery of them (except the ſayde acte made for the preſeruation of woodes, as is aforeſayde) ſhoulde continue and endure in theyr force and ſtrength, and alſo to be obſerued and kept vntyl the laſt day of the next parliament then nert folowing, as by the ſame acte amongſt other thynges therein conteyned more playnely appeareth.

And where alſo at the ſeſſion of a parliament ended at weſtminſter the. xiiii. day of Marche, in the thirde yeere of the raigne of our late ſoueraigne Lord kyng Edwarde the ſixt, one act was made for the true currying of leather, which acte was made to endure to thende of ỹ next parliament, as by the ſame acte more playnely appeareth.

And where alſo at the ſeſſion of a parliament ended at weſtminſter the firſt day of Februarie, in the fourth yere of the raigne of our ſayde late ſoueraigne Lorde kyng Edwarde the ſixt, one act was then and there made, concernyng the buying of rother beaſtes, and alſo one other act was then and there made touching the buying and ſellyng of butter and cheeſe, whiche ſayde ſeueral actes were then and there made to endure and continue to the ende of the next parliament, as by the ſayde ſeueral actes more at large doeth and may appeare.

And where alſo at the ſeſſion of a parliament by prorogation holden at weſtminſter, the. xxiiii. day of Januarie, in the fifth yeere of the raigne of our ſayde late ſoueraigne Lorde kyng Edwarde the ſixt, one other acte was then and there made, againſt regratours, and foreſtallers, to endure to the ende of the next parliament: whiche all and ſinguler the ſayde actes aboue mentioned, togeather with the ſayde acte concerning the preſeruation of woodes, at a parliament holden at weſtminſter the firſt day of Marche, in the ſeuenth yeere of the raigne of our ſayde ſoueraigne Lorde kyng Edwarde the ſixte, and there continued and diſſolued the laſte daye of the ſame moneth of Marche, and all clauſes, articles, and prouiſions in them and euery of them conteyned, were there reuiued and continued to ſtande in theyr force and ſtrength, vntyl the laſt day of the next parliament.

And where alſo at the ſeſſion of a parliament holden by prorogation at weſtminſter, the. xxiiii. day of October, in the fyrſt yeere of the raigne of our moſt gratious Soueraigne Ladye the Queenes Maieſtie, and there continued and kept vntyl the diſſolution thereof,

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one acte was there made and eſtabliſhed againſt vnlawful and rebellious aſſemblies, to endure to the ende of the next Parliament, as by the ſame acte more playnely doth and may appeare. And where alſo at the ſame Seſſion of Parliament laſt before mentioned, all and ſinguler the actes aboue mentioned, and before that time continued at ſundry Parliamentes as is aforeſayde, and all clauſes, articles, and prouiſions in them, and euery of them conteyned, were there reuiued and continued to ſtande in theyr force and ſtrength, vnto the laſt day of the next parliament.

And where alſo at the Seſſion of a Parliament begun and holden at weſtminſter the .xii. day of Nouember, in the firſt and ſecond yeres of the raignes of our moſt gratious Soueraigne Lorde and Lady the Kyng and Queenes Maieſties, and there continued and keapt to the diſſolution of the ſame, beyng the .xvi. day of Januarie then next enſuyng, one acte was then and there made againſt ſeditious wordes and rumors, to endure to the ende of the next Parliament, as by the ſame act more playnely doth and may appeare. And where alſo in the ſayde Parliament laſt before recited, all and ſinguler the actes aboue mentioned that were before that tyme continued at ſundry Parliamentes, as is aforeſayde, and all clauſes, articles, and prouiſions in them and euery of them conteyned, were by auctoritie of the ſayde Parliament there reuiued and continued to ſtande in theyr force and ſtrength, vnto the laſt day of the next Parliament.

Forasmuche as al and ſinguler the ſayde ſeueral actes aboue mentioned, be good and beneficial for the common wealth of this realme, be it therefore enacted, ordeyned, and eſtabliſhed by the Kyng and Queenes Maieſties, our Soueraigne Lord and Lady, with thaſſent of the Lordes ſpirituall and temporall, and the commons of this preſent Parliament aſſembled, and by auctoritie of the ſame, that all and ſinguler the ſayde ſeuerall actes and ſtatutes aboue mentioned, and rehearſed, and euery of them, and all clauſes, articles, and prouiſions in them, and euery of them conteyned, ſhalbe reuiued, continued, ſtande, and endure in theyr full force and ſtrength, to all intentes, conſtructions and purpoſes, and ſhalbe obſerued and kept in all thynges vnto the laſt day of the next Parliament.

¶ *An acte for the confirmation of a Subsedie graunted by the Cleargie.*

The .xxij. Chapter.

WHere the prelates and clergie of the prouinces of Canterburie, and Yorke, haue most louingly & liberally for certaine consyderations them mouing, geuen, and graunted to the kyng and queenes Maiesties, a Subsedie of fyue shillinges of the pounde, to be taken & leuied of al and singuler their spiritual promotions within the same seueral prouinces, within the tearme of three yeeres nowe nert ensuing, in such certaine maner and fourme, & with diuers exceptions and prouisions, specified and conteyned in a certaine instrument by them thereof made, and deliuered vnto the queenes maiestie, as in the same instrument exhibited also in this present parliament more playnely doeth appeare, the tenour whereof ensueth in these woordes.

The prelates and cleargie of the prouinces of Canterburie and Yorke, beyng lawfully congregated and assembled in a synode, vppon great and weyghtie causes to them purposed, and among the same wel wayed and debated, consydering theyr most bounden dueties to the kyng and queenes Maiesties, and how great and ample benefites they haue receyued of theyr munificens & bountiful goodnesse, for an euident declaration of theyr good hartes and mindes, in remembrance of the sayde benefites, with one vniforme agreement, accorde, & consent, and togeather with most hartie good wyls, haue geuen & graunted, and by these presentes do geue & graunt to the kyng and queenes Maiesties, one Subsedie in maner and fourme folowyng. That is to saye, that euery Archbyshop, Byshoppe, Deane, Archdeacon, Prebendarie, Prouost, maister of Colledges, maister of Hospitalles, parson, vicar, and euery other person and persons, of whatsoeuer name, or degree he or they be, enioying any spiritual promotion, or other temporal possessions of the same spiritual promotions annexed, nowe not diuided nor separated by acte of parliament, or otherwyse from the possession of the cleargie, shal pay to the kyng & queenes hyghnesse, for euery pounde that he or they may yeerely dispende by reason of the sayde spiritual promotion, the summe of fyue shyllynges. And for the true and certayne knowledge of the yeerelye valewe of the sayde promotions, and euery of them, whereof payment shalbe made, the rate, taration, valuation, and estimation, remaynyng of record in the kyng and queenes maiesties late courtes of the first fruites & tenthes, and nowe in theyr courtes of the Exchequer, for the payment of the Dysme of the Cleargie, concernyng al such promotions as be in possession of the Cleargie, or any other, not diuided by acte of parliament or otherwyse

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as is aforesayde, shalbe followed and obserued, without makyng any other valuation, rate, taxation or estimation, then in the sayde recorde is comprised and mentioned.

Prouided alwayes, that forasmuche as the tenth part of the sayd valuation and tare afore mentioned, shalbe for a tyme vppon certayne reasonable consyderations and respectes yeerely payde by the sayde Cleargie, so that there remayneth only viene partes to the incumbent cleare, this subsedie of fyue shillynges of the pounde, shalbe vnderstande and ment onely of the sayde viene partes, and of no more.

Also the sayde Prelates and Cleargie further doo graunt, that this subsedie of. vi. s. of the pounde, of the yeerely value of euery promotion, taxed as is aforesayde, shalbe payde to the kyng and Queenes Maiesties, within three yeeres next ensuing the date hereof, that is to say, ii. s. of euery pounde, in euery of the sayd three yeeres, the fyrst payment thereof to be due at the fyrst day of October next ensuing, which shalbe in the yeere of our Lorde God, a thousande fiue hundred fiftie and fyue, and the seconde payment thereof to be due in the fyrst day of October then next folowyng, whiche shalbe in the yeere of our Lorde God, a thousande fiue hundred fiftie and seuen, the thirde and last payment thereof, to be due at the sayde fyrst day of October, whiche shalbe in the yeere of our Lorde God, a thousande fiue hundred fiftie & eyght, to be deliuered and payde yeerely by suche person and persons, as in this present graunt shalbe appoynted to haue the collection thereof, to be payde into the receipt of the kyng and Queenes Maiesties Exchequer, or to such person or persons, place or places, to whom and where it shall please theyr hyghnesse to appoynt for the receipt thereof, before or at the last day of Januarie in euery of the sayd three yeeres, without paying any thyng to the receyuer or receyuers by theyr Maiesties to be assigned for any discharge, acquittaunce, or Quietus est, vppon payment and receipte of the same subsedie, to be geuen and deliuered, but onely twelue pence for their acquittaunce.

Item, the sayde Prelates and Cleargie also doo graunt, that euery Priest, & al other spirituall persons, hauyng a pention by reason of the dissolution of any the late Monasteries, Colledges, Free Chappelles, Chaunteries, Fraternities, Guyldes, & Hospitalles, or of any other spiritual dignitie & corporation, nowe dissolued and extinguished within any of the saide prouinces, shall likewyse pay to their highnesse, vi. s. of euery pounde of the sayd pentions, within the sayde three yeeres, at suche dayes and tymes as is before specified, and for the sure and assartayned payment therof, a deduction or retention of the sayd vi. s. shalbe made yeerely in ỹ handes of the prayers of ỹ sayd pention, after the proportion of ii. s. of the pound, euery of ỹ said three yeres to be deliuered & payd vnto their Maiesties vse, at such time, and to suche persons

as

as the ſayde ſubſedy of vi.s. of the pounde aforeſayde ſhalbe payd vnto.

Item that euery ſtipendary prieſt, receiuing annual ſtipend of viii. li and vnder, being no perpetuitie within the ſayde prouinces, ſhall pay vnto their Maieſties vſe. vi. s. viii. d. yeerely duryng the ſayde three yeeres, at ſuche time, and to ſuch perſons as the ſayde ſubſedie ſhalbe payde, and vnder the ſame penalties, as the reſt of the Cleargie do pay for their promotions: and that euery prieſt receiuing aboue viii. li. and not aboue x. li. to pay lykewyſe x. s. And that euery prieſt receiuing aboue. x. li. and not aboue. xx. marckes, to pay xiii. s. iiii. d. yerely during the ſayde three yeeres, at ſuche tyme, and to ſuche perſons, as the ſayde ſubſedie ſhalbe payde. And that euery prieſt taking ſtipende aboue xx. marckes, to pay lykewyſe ii. s. of the pounde, of euery yeere duryng the ſayde three yeeres, in ſuche maner and fourme, as the reſt of the cleargie do pay for their promotions ſpirituall. And for the default or lacke of payment therof by the ſtipendarie, that euery Parſon, Vicar, and other ſpirituall Parſon, hyring any prieſt to ſerue in any place, ſhalbe anſwerable for the payment of the ſayd prieſt in that behalfe after the ſayde rates, and ſhall, or may make retention of his or their wages quarterly, of ſo muche as the ſayd ſtipendarie is charged with by this preſent confeſſion and graunt, euery of the ſayd three yeeres.

Item the ſayde prelates and cleargie further do graunt, that euery Archbiſhop and Biſhop, and the Sea beyng vacaunt, euery Deane and chapiter of the Sea voyde, ſhalbe Collectours of this Subſedie within their proper Diocelle, during the ſayde three yeeres. And to thintent the Kyng and Queenes Maieſties, may be ſurely and duely aunſweared and payde of the ſayd Subſedie in maner and fourme aforeſayde, and the collectours of the ſame throughly charged and diſcharged, according to the tenour of this graunt, the ſayde prelates and cleargie do ordeyne and decree with one aſſent and conſent, that euery Collectour of the foreſayde Subſedie, and of euery part and parcell thereof, and their lawfull deputie or deputies, ſhall haue full power and auctho̅itie by theſe preſentes, to proceede againſt euery perſon and perſons leyable, charged and bounde to pay the ſayd Subſedie, or any part or parcel therof, denying, refuſing, or delaying to pay the ſame, or making any default in the payment thereof, or any part thereof, at the day or dayes that it ought to be payde, after lawfull warnyng to them geuen perſonally, or at their Churches or manſions, by the cenſures of the Churche: That is to ſay, by ſuſpenſion, excommunication, or interdiction, and alſo by ſequeſtration of the fruites and profites of their benefices, or promotions ſpiritual, and to make ſale of the ſame fruites, and all other remedies lawfull by their diſcretions thought conuenient, to correct, conſtraine, & compell them and euery of them, to the full and vndelayde ſatiſfaction of

the sayde Subsedie, and euery part and parcell thereof, and shall also haue lyke power and auctho̅ritie both to absolue them so paying, from al the sayde censures and other paynes, and also to release and reuoke all suche p̅rocesses as shalbe made agaynst them, o̅r any of them, after they shall haue fully satisfied the sayde Subsedie, acco̅rdyngly

P̅rouided alwayes, and it is o̅rdeyned and decreed, that all and euery person and personnes, refusyng o̅r neglectyng to pay the sayde Subsedie at tyme conuenient as is afo̅resayde, shall fo̅r his o̅r theyr fyrst defaulte o̅r negligence not paying the Subsedie, acco̅rdyng to the purpo̅rte and tenour of this graunte, beare all the charges and reasonable expences of the sayd Collecto̅r, o̅r his deputie, in comming, going, and demaundyng of the same, and fo̅r the seconde tyme lykewyse offendyng in none payment, to pay to the sayde Collecto̅r o̅r his deputie the fourth part of the sayde Subsedie, ouer and aboue the sayde summe, vppon him o̅r his Churche, o̅r person allotted and taxed, whiche he is bounde to paye, and charged by this acte of free graunt.

Also the sayde P̅relates and Cleargie doo further o̅rdeyne and decree, that yf any person o̅r persons aboue named, chargeable to this Subsedie o̅r any part thereof, after the censures and p̅rocesse executed agaynst him o̅r them, yet still obstinately refuse, neglecte, o̅r make delay to pay the same, o̅r any part thereof (as is befo̅resaid) that they, after lawful monition geuen vnto him o̅r them, so refusing, neglectyng, o̅r delaying, by the sayde Collecto̅rs, o̅r their lawfull deputie o̅r deputies, personally, o̅r at their Churches, doo still by the space of thirtie dayes refuse o̅r neglecte to make payment of the sayde Subsedie, that then, and in euery suche case, it shalbe lawfull to the sayde Collectour, o̅r his lawfull deputie, euery suche person so refusyng, neglectyng, o̅r delaying, and contemnyng the sayde fo̅rmer p̅rocesses, to depryue, amoue, and destitute from his o̅r their benefices, spiritual p̅romotion, o̅r pention ecclesiasticall, any appelation, o̅r inhibition, o̅r other remedie o̅rdinarie o̅r extrao̅rdinarie notwithstandyng, the sayde person so refusyng, to be and remayne fo̅r euer without hope of regresse to suche the p̅romotion as he o̅r they shalbe depriued of fo̅r the causes afo̅resayd, by any newe p̅resentation of him o̅r them to be made to the same, and that it shalbe lawfull to the patrone of the sayde benefice o̅r benefices, o̅r other ecclesiastical p̅romotions, from which the sayde person o̅r persons so neglectyng to pay, shalbe depriued, to p̅resent vnto euery such benefice o̅r p̅romotion spiritual, as yf the sayde incumbent o̅r incumbentes were deceased.

Item, the sayde Cleargie further doo o̅rdeyne and decree, that of so muche as the Collectours shalbe charged with, in theyr accomptes clearely

clearely to be payde into the receipt of the ſayde Exchequer, or to ſuche perſon or perſons as it ſhall pleaſe the kyng and queenes Maieſties to appoynt for the receipt of the ſame, ſhalbe allowed to the ſayde Collectour vpon his ſayd accompt for the ſame for euery pound ſixe pence, by way of rewarde, or in lieue of his charges, collection, portage, and conueying and paying of the ſayde Subſedie.

Prouided alwayes, that no ſpirituall promotion, or any landes, poſſeſſions, or reuenues, annexed to the ſame, beyng charged by this graunt or acte of the Prouinces of Canterburie and Yorke, or any goodes or catteles, growyng, beyng, renuyng of the ſame, or apparteynyng to the owners of the ſayde ſpirituall promotions, ſhalbe charged or made contributorie to any Fifteene, or any other Subſedie alredy graunted to the King and Queenes highneſſe of the laye fee, or hereafter to be graunted duryng the terme of the ſayde three yeeres.

Item, the ſayd Prelates and Cleargie further graunt, that euery of the newe erected Biſhops, Deanes, Prebendaries, Peticanons, and Preachers, ſhalbe charged with this Subſedie for their owne portions onely thereof to pay ſixe ſhillynges of the pounde, within the ſayde three yeeres as is aboue rehearſed, of other Biſhops, and ſpirituall perſons, and thoſe portions of rentes and reuenues, whiche theyr hyghneſſe, or any of their moſt noble progenitours haue geuen vnto them for the mayntenance of poore men, ſcholemaiſters, vſhers, gramarians, choriſters, and other officers or miniſters, not to be charged with any part of this Subſedie.

Prouided alſo, that euery Parſon, Vicar, or other ſpiritual man, paying any pention wherof none allowaunces is made, in the valuation of his ſayde benefice in the recordes of the ſayde late courte of fyrſt frnites or Exchequer, ſhall and may retayne two ſhillynges of euery pounde of euery ſuch pention, euery yeere duryng the ſayd three yeres, to his owne releefe, in conſyderation that he is charged to pay his ſubſedie of ſixe ſhillynges of the pounde, out of euery pounde of the ſayde nyene partes of his promotion.

Prouided alſo, that where certayne landes, tenementes, rentes, tythes, pentions, portions, fruites, and other hereditamentes, lately belongyng to diuers Cathedrall Churches, or to other places Eccleſiaſticall within the ſayde Prouinces of Canterburie and Yorke, whiche were geuen and aſſigned to be beſtowed and ſpent to and vppon the findyng, and mayntenaunce of certayne Chaunteries, anniuerſaries, obittes, lyghtes, lampes, and other lyke thynges, ententes and purpoſes, be of late come into the handes and poſſeſſions of the kyng and queenes maieſties, our Soueraigne Lorde and Lady, by force of a ſtatute thereof made in the fyrſt yeere of the raigne of

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our late Soueraigne Lorde kyng Edwarde the firt, as by the sayde statute more plainely appeareth, that the sayd Cathedrall Churches, and the Deanes or Presidentes, & Chapitours of the same, & all other places and persons, to whom the sayde landes, rentes, and al other the premisses, or any of them, did lately appartayne, shal not be charged to, & with any contribution or payment of this subsedie, of, and for that part or portion, wherevnto the kyng and queenes highnesse be, & haue ben entituled, or possessed of: but that this said subsedie shalbe vnderstand, to be chargeable and due onely of all and singuler landes, tenementes, rentes, tythes, pentions, portions fruites, and other hereditamentes, whiche doo yet styll remayne not disseuered from the handes and possession of the sayde Cathedral Churches, and other the places & persons aforesayd, and that deduction & allowaunce be made to them, and euery of them, in the said paiment of the subsedie, out of the whole valuation, taxation, and estimation, made for the payment of the sayde disme, remaynyng of recorde in the kyng and queenes maiesties courte of the Exchequer, for that rate and portion which is come to the hands and possession of our sayd late Soueraigne Lord, or otherwyse seuered from the possessions of the sayd Cathedral Churches, and other places and persons aforesayde, by force of the statute premised.

Prouided also, that euery Parson and Vicar, whose benefice is aboue the valuation of fiue pound, and not aboue sixe pound thirtiene shillynges foure pence, after the rate of the late perpetuall tenth, shall pay euery yere of the sayde three yeeres, only. vi. shillynges. viii. pence, as the sayd stipendaries doo, and not otherwyse.

And that al Parsons and Vicars, whose benefices be of the valuation of fiue poundes or vnder, after the rate of the sayde late perpetual tenth, shall not be charged or chargeable with this Subsedie, or any part thereof.

Prouided alwayes, that this Subsedie graunted by the Clergie, shall not be demaunded or leuied out of any benefice, house of studentes, or Colledge, scituate or set within the vniuersities of Oxforde, & Cambridge, or of any benefices or other reuenues, vnto any house of studentes, or Colledge of Oxforde and Cambridge, vnited, appropriat, or appartaynyng, or of the Colledge of Eton nygh Windsor, or of the Colledge of Wincheter, founded by William Wickeham, sometyme Bysshoppe of Wincheter, or of any poore men, women, or chyldren, liuing of almes in any hospitalles, almes houses, almes halles, or of any gramer schooles, or of any other Churche or benefices, or of any other reuenues of the sayde Houses, Colledges, Hospitalles, Almes houses, or almes halles, or gramer scholes, to any of them annexed, appropriate, or otherwyse appartaynyng.

Prouided also, that euery Priest, and other late professed religious

ous perſons, hauyng a pention by reaſon of the diſſolution of the late Monaſteries, Colledges, Free Chappels, Chaunteries, Fraternities, Guildes, and Hoſpitalles, or any other Incorporations within the Prouinces of Canterburie and Yorke, or any of them, and beyng of the ſumme of fourtie ſhillynges, or vnder, and not aboue, ſhal not be charged, or chargeable to the ſayde ſubſedie, or any part thereof for any ſuche pention of fourtie ſhillynges, or vnder: any thyng conteyned in this graunt to the contrary, notwithſtandyng.

Finally, the ſayde Prelates and Cleargie, being deſirous that the ſayd ſubſedie may be entirely contented and payde to thuſe of the kyng and Queenes Maieſties, within the ſaid. iii. yeres, do graunt, ordeyne, and decree, that yf it ſhall happen in the ende of the ſayde three yeeres, any arrerages of the ſayd ſubſedie to be behinde vnpayde, by reaſon of therilitie or decay of any benefice, or other ſpirituall promotion leyable to this ſubſedie, that then it ſhalbe lawfull to euery Archbyſhop, and Byſhoppe within theyr ſeuerall Dioceſſe, by the counſayle of his Cleargie, and the See being voyde, to the Deane and Chapter of the See voyde, to aſſeſſe and taxe all and ſinguler the eccleſiaſtical promotions within their ſayde ſeuerall dioceſſe, to become contributories to the full ſatiſfaction of the ſayd ſubſedie, the ſame to be collected, leuied, and payde the next yeere immediatly enſuing the ſayde thirde yeere, at the dayes, and vnder the paynes, fourme, & qualities aboue limitted: any thyng in this graunt to the contrary, notwithſtandyng.

And for the true and ſure payment of this ſubſedie graunted by the ſayde Prelates and Cleargie of the Prouinces of Canterburie and Yorke, accordyng to the tenor, purport, effecte, & true meanyng of this preſent inſtrument, the ſayd prelates and Cleargie moſt humbly deſyre and require the Kyng & the Queenes moſt excellent maieſties, that it may be enacted by auctoritie of this preſent parliament, that the prouiſions conteyned in the foreſayd graunt, ſhal ſtande good and effectuall to all intentes and purpoſes mentioned in the ſayde graunt. And that all proceſſes and penalties, and al other clauſes touchyng the payment of the ſaide ſubſedie, and the leuiyng and collection of the ſame, and of euery parcell thereof, may be by the ſayd Prelates & Cleargie, and their lawful deputies put in due execution, accordyng to the true meanyng thereof, without incurryng any penalties or daungers of any lawes or ſtatutes of this Realme.

And for the true and ſure payment of this Subſedie graunted by the ſayde Prelates and Cleargie of the Prouinces of Canterburie and Yorke, accordyng to the tenor, purport, effecte, and true meanyng of this preſent inſtrument:

Be it therfore enacted by the king and the queenes maieſties, with thaſſent of the lordes ſpiritual and temporal, and the commons in this preſent

present Parliament assembled, and by thaucthoritie of the same, that the sayde gyft and graunt, and euery matter, summe of money, clause, and sentence in the said instrument conteined, be ratified, established, and confirmed by thaucthoritie aforesayde.

And furthermore, be it enacted by thaucthoritie aforesayde, that euery person that shalbe appoynted to the collection and geathering of the sayde subsedie, shal haue ful power and aucthoritie, to leuie, take, & perceyue the same subsedie, by aucthoritie of the censures of the churche, in maner and fourme as in the sayde instrument of graunt is conteyned, without daunger of the lawes of this realme, or by distresse vpon the possession of the fermours, occupiers of the landes and tenementes, chargeable by the sayde instrument, for, or to the payment of any summe or summes of money, or otherwyse, by the discretion of the Collectour thereof, and that no repleuie, prohibition, or supersedias, shalbe alowed or obeyed for any person or persons, makyng default of payment of the sayde Subsedie, contrarye to the tenour of the grauntes thereof, vntil suche tyme as they haue truely satisfied and contented al such part and portions, as to them in that behalfe apparteyneth. And that euery suche farmour and farmours, theyr executors and assignes, that shal fortune hereafter to be charged, to, and with the payment of the sayde subsedie, or any part thereof, shal by thaucthoritie aforesayd, be allowed, and reteyne in his handes, as muche of his yerely rent and farme, as the summe whiche he shal fortune to pay for his Lorde or Leassour shal extende vnto, except the sayde farmour or farmours, theyr executours and assignes, by the leasse and graunt that they haue of any part of the landes and tenementes chargeable to this subsedie, or by force of any couenaunt or articles therein conteyned, be bounden & charged to pay the same, and thereof to discharge theyr leassour & landlord, during ẏ terme mentioned in their said leale.

Prouided also, and be it enacted by the aucthoritie of this present parliament, that euery laye person, hauing a spirituall promotion chargeable by this acte, and also hauing temporal possessions, goodes, cattels, and debtes, chargeable to this subsedie graunted by the temporaltie, shalbe charged, taxed, and set for his spiritual promotions with the Cleargie, and for his sayde temporal possessions and cattels, with the temporaltie, and not otherwyse, any thing afore mentioned to the contrarie notwithstanding.

And be it further enacted by the aucthoritie aforesayd, that the sayde Archbyshoppes and Byshoppes, and other persons chargeable to, and with the collection of the sayde Subsedie of sixe shyllynges of the pounde, within the sayde Prouinces of Caunterburie and Yorke, shal haue vpon euery payment thereof, made in ẏ queenes court of the exchequer, or els where the king & Queenes maiestie shal appoint the

ſame to be payde, a ſufficient acquittaunce in wryting, of ſuche perſon or perſons, as theyr maieſties ſhal appoynt for the receypt thereof. the ſame acquittaunce witneſſing the ſame receypt of as much of the ſame ſumme of the ſame ſubſedie, as ſhalbe by any of them ſo receyued, and euery ſuche acquittaunce in wryting, ſealed and ſubſcribed with the name or names of euery ſuche perſon or perſons, that ſo by theyr hyghneſſes appoyntment ſhal receyue any of the ſayde ſummes of money, ſhalbe as good and effectual in the law, and alſo a ſufficient diſcharge to al intentes, conſtructions, and purpoſes, as if it were made by acte of parliament, and that euery perſon and perſons, whiche ſhal haue and receyue any ſuche acquittaunce, ſhal paye but onely two pence for euery of the ſame acquetaunce.

¶ *An acte of a Subſedie graunted to the Kyng and the* Queenes Maieſties, by the Temporaltie.

The .xxiij. Chapter.

WE the Lordes and the commons in this preſent Parliament aſſembled, the Kyng and Queenes Maieſties moſt louing and obedient Subiectes, callyng to our remembraunce the great and ſundrie beneſites whiche we haue many wayes receyued at theyr Maieſties moſte gratious handes, and conſyderyng alſo beſydes the great debtes, wherewith the imperial crowne of this Realme was charged, when it pleaſed almightie God fyrſt to cal the Queenes maieſtie to the gouernaunce of the ſame, the great intollerable charges wherewith her maieſtie hath ben manye wayes burdened: for ſomme declaration of our moſte bounden dueties, with one aſſent and conſent, by auctoritie of this preſent parliament, doo geue and graunt to the Kyng and Queenes Maieſties, theyr heyres and ſucceſſours, kynges of this Realme, one entyre ſubſedie, to be rated, tared, leuyed, and payde at two ſeueral paymentes, of euery perſon, ſpiritual and temporal, of what eſtate or degree he or they be, accordyng to the tenour of this acte, in maner and fourme folowyng: that is to ſay, aſwel of euery perſonne borne within this Realme of Englande, Wales, or other the kyng and queenes dominious, as of al and euery fraternitie, guylde, corporation, myſterie, brotherhood, and comminaltie, corporated or not corporated, within this

this Realme of England, Wales, or other the kyng & queenes domini-
ons, beyng worth .b. poundes, & vnder ten poundes, for euery pounde
as wel in coygne, & the value of euery pounde, that euery suche person,
fraternitie, guylde, corporation, mysterie, brotherhood, & comminaltie,
corporate or not corporate, hath of his or theyr owne, or any other to
his or theyr vse, as also plate, stocke of marchandizes, al maner of corne
and blades, houshold stuffe, & of al other goods moueable, as wel with-
in the realme as without, & of al such summes of money, as to him or
them is, or shalbe owing, whereof he or they trust in his or theyr con-
sciences surely to be payde, except & out of the premisses deducted, suche
summes of money as he or they owe, & in his or theyr conscience true-
lye entendeth to pay. And except also the apparel of such persons, theyr
wyues and chyldren, belongyng to their owne bodies, sauyng iewels,
golde, syluer, stone & pearle, eyght pence of and for euery pound, to, and
for the fyrst payment of the sayde subsedie, and to, and for the seconde
payment, other eyght pence of euery pounde. And also of euery per-
son borne vnder the kyng and queenes obeysaunce, and al and euery
corporation, fraternitie, guylde, mysterie, brotherhood, and comminal-
tie, corporate, & not corporate, beyng worth ten pounds in goodes, as
is afore specified, and vnder the value of twentie poundes, shal paye
to, and for the fyrst payment of the sayde Subsedie twelue pence, and
to, and for the seconde payment, other twelue pence of euery pounde.
And likewise euery person and personnes, borne vnder the kyng and
queenes obeysaunce, and euery corporation, fraternitie, guylde, my-
sterie, brotherhood, and comminaltie, corporate and not corporate, be-
yng worth in goodes, as is aforesayde, twentie poundes, and so vp-
wardes in goodes as is aforesayde, shal paye to and for the fyrste pay-
mente of the sayde Subsedie, sixteene pence, and to and for the se-
conde payment, other sixteene pence of euery pounde. And also of eue-
ry alyen and stranger, borne out of the kyng and queenes obeysance,
as wel denizens, as other, inhabiting within this Realme, of euery
pounde that he or they haue in coygne, and the value of euery pound
in plate, corne, grayne, marchandise, household stuffe, or other goodes,
iewelles, cattelles, moueable, or vnmoueable, as is aforesayde, as-
well within this Realme as without, and of all summes of mo-
ney to hym or them owyng, whereof he or they trust in his or theyr
conscience or consciences to be payde, except and of the same premis-
ses deducted, euery suche summe or summes of money, whiche he or
they doo owe, and in his or theyr conscience or consciences extende
truely to paye, of for euery pounde to fiue poundes, to and for the
fyrste payment of the Subsedie, eyght pence, and to and for the
seconde paymente of the sayde Subsedie, other eyght pence of eue-
ry pounde. And lykewyse of, and for fiue pounde, and for euery

pounde, from fiue poundes to ten poundes, to, and for the firſte payment of the ſaid Subſedie, twelue pence, and to and for the ſecond payment of the ſayde Subſedie, other twelue pence of euery pounde. And of, and for ten poundes to twentie poundes, to and for the firſte payment of the ſayde Subſedie. xviii. d. and to and for the ſeconde payment of the ſayde Subſedie other. xviii. d. of euery pounde. And of, and for twentie poundes in goodes, as is before rehearſed, and ſo vpward, to, and for the fyrſt payment of the ſayde Subſedie two ſhillinges, and to, and for the ſeconde payment of the ſayde Subſedie, other two ſhyllynges of euery pounde. And alſo that euery alyen, and ſtranger borne out of the kyng and queenes dominions, beyng denizen or not denizen, not beyng contributorie to any of the rates aboueſayde, ſhal pay to, and for the fyrſt payment of the ſayde Subſedie, foure pence, and to, and for the ſeconde payment of the ſayde Subſedie, other foure pence, for euery pole. And the maiſter, or he or ſhe with whom the ſame alyen is, or ſhalbe abyding, at the tyme of the taration, or tarations thereof, to be charged with the ſame, for lacke of payment thereof.

And be it further enacted by the auctoritie aforeſayde, that euery perſon borne vnder the kyng and Queenes obeyſaunce, and euery corporation, fraternitie, guylde, myſterie, brotherhood, and communaltie, corporate or not corporate, for euery pounde that euery of the ſame perſon, and euery corporation, fraternitie, guylde, myſterie, brotherhood, and communaltie, corporate or not corporate, or anyother to his or theyr vſe hath in fee ſimple, fee tayle, for terme of lyfe, terme of yeeres, by execution, wardſhyp, or by coppie of court rol, of, and in any honors, caſtels, manours, landes, tenementes, rentes, ſeruices, hereditamentes, annuities, fees, corrodies, or other yeerely profites, of the yeerely value of twentie ſhyllynges, aſwel within auncient demeane and other places priuiledged, or els where, & ſo vpwardes, ſhal pay to, and for the fyrſt payment of the ſayd Subſedie, two ſhillynges, of & for euery ponnde, and to, and for the ſecond payment of the ſayd Subſedie other two ſhyllynges, of and for euery pounde. And euery alyen, borne out of the kyng and queenes obeyſaunce, in ſuche caſe to pay at eyther of the ſayde paymentes. iii. ſhyllinges of euery pounde, & that al ſummes preſented, & chargeable by this act, eyther for goods and debtes, or for landes and tenementes, and other the premiſſes, as is in this act conteyned, & being no ful pounde, ſhalbe by eyther of the ſaid paymentes ſette and tayed after the rate and portion, accordyng to the true meanyng of this acte, (landes, and tenementes chargeable to the diſmes of the Cleargie, and yerely wages due to ſeruantes for their yerely ſeruice) other then the kyng and queenes ſeruantes, takyng yerely wages of fiue poundes or aboue (only excepted, and forepriſed.)

And that al Plate, Coygne, Jewels, Goodes, Debtes, and Cattels,

perſonages

perſonages, beyng in the rule and cuſtodie of any perſon or perſons, to the vſe of any corporation, fraternitie, guylde, myſterie, brotherhood, or any comminaltie, being corporate or not corporate, be & ſhalbe rated, ſette, and charged, by reaſon of this acte, as the value certified by the preſenters of that certificate, to be ſworne of euery pounde in goodes and debtes as is aforeſayde. And of euery pounde in landes, tenementes, annuities, fees, corrodies, or other yerely profites as is aboueſayde, and the ſummes that are before rehearſed, ſet and tared, to be leuied and taken of them that ſhal haue ſuche goodes in cuſtodie, or otherwyſe charged for landes, as is before rehearſed.

And the ſame perſon and perſons, and bodie corporate, by thauctoritie of this acte, ſhalbe diſcharged againſt hym or them that ſhall or ought to haue the ſame at the tyme of the payment or delyuerie thereof, or at his otherwyſe departure from the cuſtodie or poſſeſſion of the ſame. Except, and alwayes reſerued from the charge and aſſeſſement of this Subſidie, al goodes, catteles, iewelles, and ornamentes of Churches and Chappels, whiche haue benne ordeyned and vſed in Churches and Chappels, for the honour & ſeruice of almightie God. And the fyrſt payment of the ſayde ſubſidie, ſhalbe by the auctoritie aforeſayde, tared, and aſſeſſed, and rated, accordyng to this acte, in euery Shyre, Riding, Lathe, Wapentake, Rape, Citie, Borough, Towne, and euery other place within this Realme of Englande and Wales, and other the Kynges and Queenes dominions, before the fift day of January next comming. And the ſeconde payment of the ſayd ſubſidie, ſhalbe by auctoritie aforeſayde, tared, aſſeſſed, and rated before the tenth day of Marche, whiche ſhalbe in the yere of our Lorde GOD, a thouſande fiue hundred fiftie and ſixe. And the particuler ſummes of euery Shire, Ridyng, Borough, Towne, and other places aforeſayde, with the particuler names of ſuch as are chargeable for, and to the ſayde firſt payment of the ſayde ſubſidie, to be tared & ſet by the commiſſioners, to the ſame limitted, or two of them at the leaſt, with the names of the hygh Collectours: and in the ſame fourme ſhalbe certified in the kyng and queenes Exchequer, before the fyrſt day of Februarie next comming, with the names of the high Collectours of the ſame. And the particuler ſummes of euery ſhire, riding, Borough, Towne, and other places aforeſayde, with the particuler names of ſuche as are chargeable, for, and to the ſeconde payment of the ſayde Subſidie, to be tared and ſette by Commiſſioners to the ſame to be limitted, or two of them at the leaſt, with the names of the high Collectours, and in the ſame fourme ſhalbe certified into the kinge and queenes Exchequer, before the fyrſt day of Apryl, whiche ſhalbe in the yeere of our Lorde God, a thouſande fiue hundred fiftie and ſeuen, with the names of the high Collecters. And the ſayd ſummes in

maner and fourme aforeſayde, to be tared for the fyrſt payment of the ſayde Subſedie, ſhall be payde vnto the Kyng and Queenes receypte of theyr Exchequer aforeſayde, to the vſe of our ſayde Soueraigne Lorde and Ladye, before the fyrſt day of Marche next comming, and the ſayde ſummes in maner and fourme aforeſayde, to be tared for the ſeconde payment of the ſayde Subſedie, ſhalbe payde into the receypt aforeſayde, to the vſe aforeſayde, before the twentie day of May, which ſhalbe in the yeere of our Lorde God, a thouſande fiue hundred fiftie and ſeuen, and the ſummes aboueſayde, of, and for the ſayd Subſedie, ſhalbe tared, ſet, aſſed, and demaunded, taken, geathered, leuied, and payde, vnto the vſe of our ſayd ſoueraigne Lord and Lady, & the heires and ſucceſſours of our ſayde ſoueraigne Lady, in fourme aboueſayde, aſwel within the liberties, fraunchiſes, ſanctuaries, auncient demayne, and other whatſoeuer place, exempt or not exempt, as without, except ſuch Shyres, places and perſons, as ſhalbe foreprized in & by this preſent acte: any graunt, charter, preſcription, vſe, or libertie, by reaſon of any letters patentes, or other priuiledge, preſcription, allowance of the ſame, or whatſouer other matter of diſcharge heretofore to the contrary made, graunted, vſed, or obteyned, notwithſtandyng.

And it is further enacted by the auctheritie of this preſent Parliament, that euery ſuch perſon, aſwel ſuch as be borne vnder the kyng and queenes obeyſaunce, as euery other perſonne, ſtraunger borne, Denizen or not Denizen, inhabiting within this Realme, or within Wales, or other the king and queenes dominions, which at the time of the ſayde aſſeſſinges or taxations, or of eyther of them to be had or made, ſhalbe out of this Realme, and out of Wales, and haue goodes or cattelles, landes, or tenementes, fees, or annuities, or other profites within this realme, or in Wales, ſhalbe charged and chargeable for the ſame by the certificate of the inhabitauntes of the parties, where ſuche goodes, cattelles, landes, tenementes, or other the premiſſes ſhalbe, or in ſuch other place, where ſuch perſon, or his factour, deputie, or atturney, ſhal haue his moſte reſort vnto, within this realme, or in Wales, in lyke maner as if the ſayde perſon were, or had ben at the tyme of the ſayde aſſeſſing, within this realme.

And that euery perſon abyding or dwelling within this realme, or without this realme, ſhalbe charged or chargeable to the ſame Subſedie graunted by this acte, accordyng and after the rate of ſuche yerely ſubſtaunce or value of landes, and tenementes, goodes, cattels, and other ỹ premiſſes, as euery perſon ſo to be charged, ſhal be ſet at, in the tyme of the ſayde aſſeſſing or taxation vpon him to be made, and none otherwyſe.

And furthermore, be it enacted by the auctheritie aforeſayde, that

for

for the assessyng and orderyng of the sayde Subsedie to be duely had, the Lorde Chauncellour of England, or the keper of the great Seale, the Lorde Treasourer of Englande, the Lorde Steward of the King and Queenes Maiesties household, the Lorde President of the kyng and Queenes honourable Counsell, and the Lorde priuie Seale for the tyme beyng, or two of them at the least, whereof the Lord Chauncellour of Englande, or keeper of the great Seale for the tyme beyng, to be one, shall and may name and appoynt, of, and for euery Shyre and Rydyng, & other places aswell within this Realme, as in Wales, and other the King and Queenes dominions, and also of, and for euery Citie and Towne, being a Countie in it selfe, and of, and for the Isle of Weight, such certayne number of persons, of euery of the same Shyres, Rydynges, Lathes, Wapentakes, Rapes, Cities, Townes, & Isle of Weight, and euery other places and other the inhabitauntes of the same, to be Commissioners within the same, whereof they be inhabitauntes. And also of, and for the honourable household of the Kyng & Queenes Maiesties, and the Lady Elizabethes grace, and the Lady Anne of Cleaues, in what shyres or other places the sayde household shal happen then to be, and the Lorde Chauncellour, and other with him before named, in lyke maner may name and appoynt of euery other suche Borough and Towne Corporate, aswell in Englande as in Wales, and other the King and Queenes dominions, as they shall thynke requisite. vi. v. iiii. iii. or two of the head officers, and other sad honest inhabitauntes of euery of the sayde Cities, Boroughes, and Townes corporate, according to the number and multitude of people being in the same, the whiche persones yf any suche be therevnto named of the sayd inhabitanntes of the sayd Borroughs, and Townes corporat, not being Counties in them selues, shalbe joyned and put in, as Commissioners with the persons named for suche Shires, and Ridynges, as the sayde Borroughes, and Townes corporate, not being counties in them selues, be set & haue their being, whyche persons so named, for, and of the sayd Borroughes, & Townes corporate, not being Counties, by reason of their dwellyng in the same, shal not take vpon them, ne none of them, to put any part of their commission in execution for the premisses, out of the saide Borroughes and Towne corporate, wherein they being so named onely for the same, be dwellyng, & also not to execute ỳ saide commission within ỳ Borough or Towne corporate, where they be so dwellyng, but at such dayes and tymes, as the sayde other Commissioners, for the same Shyre and Rydyng, shal therevnto limit and appoynt, within the same Borough or Towne corporate, not being Countie corporate, wherof they so be, and not out of such Borough or Towne, & in that maner to be aydyng and assistyng with the sayde other Commissioners, and for the good execu-

tyng

tyng of the effect of the ſaid commiſſion, vpon payne of euery of the ſaid commiſſioners ſo named for euery ſuch Citie, Borough, & Towne corporate, not being a Countie, to make ſuche fine as the ſayd other Commiſſioners in the commiſſion, of, and for the ſayd Shyre, or Ridyng ſo named, or three of them at the leaſt, ſhal by their diſcretions ſet & certifie into the Kyng & Queenes Exchequer, there to be leuied to the vſe of the king & queenes Maieſties, in lyke maner as ſuch or like ſummes had ben ſet and rated vppon euery ſuch perſon for the ſayde Subſedie, the which Cõmiſſioners ſo named, of, & for the ſaid Cities, Boroughs, and Townes, not being Counties, and only put in the ſaide commiſſion by reaſon of their dwellyng in the ſame, ſhall not haue any part of the portion of the fees and rewardes of the Commiſſioners and theyr Clarkes in this act afterwardes ſpecified. And the lord Chauncellour of Englande, or Keper of the Kyng and Queenes great Seale for the tyme beyng, ſhal make and directe out of the Court of Chauncerie, vnder the Kyng and Queenes great Seale, ſeuerall commiſſions, that is to ſay, to euery Shire, Riding, Lath, Wapẽtake, Rape, Citie, Towne, Borough, Iſle, and houſeholde, vnto ſuche perſon and perſons, as by his diſcretion, and other with hym aforenamed and appoynted in lyke maner and fourme as is afore rehearſed, ſhalbe thought ſufficient for the ſelling and leuiyng of the ſayd Subſedie, in al Shyres and places, accordyng to the true meanyng of this acte, whiche commiſſion for the fyrſt payment of the ſayde Subſedie, ſhalbe directed and deliuered to the ſayd Commiſſioners, or to one of them, before the fyrſt day of December next comming. And the commiſſion for the ſecond payment of the ſayd Subſedie, ſhalbe directed and deliuered to the ſayd Commiſſioners, or one of them, before the fyrſt day of Februarie, which ſhalbe in the yeere of our Lorde God, a thouſande fiue hundred fiftie and ſixe: And to euery of the ſayd commiſſions ten ſedules, conteynyng in them the tenor of this act, ſhalbe affixed. By the which commiſſion, the Commiſſioners in euery ſuche commiſſion, named accordyng to this acte, & as many of them as ſhalbe appoynted by the ſame commiſſion, ſhall haue full power & aucthoritie to put the effect of the ſame commiſſion in execution. And that by thaucthoritie of this act, after ſuch cõmiſſion to them directed, they may by theyr aſſentes, and agreementes, ſeuer them ſelues for therecution of their commiſſion, in Hundreds, Lathes, Wardes, Rapes, Wapentakes, Townes, Pariſhes, and other places within the limittes of theyr ſayd commiſſion, in ſuch forme as to them ſhal ſeeme expedient to be ordred, and betweene them to be commoned and agreed, accordyng to the tenor and effecte of the commiſſion to them therein directed, vppon whiche ſeueraunce, euery perſon of this preſent Parliament that ſhalbe Commiſſioner, ſhalbe aſſigned in the hundred wherein he dwelleth.

Prouided

Prouided alwayes, that no person be, or shalbe compelled to be any Commissioner, to and for the execution of this present acte, but only in the Shyre where he dwelleth and inhabiteth. And that any personne being assigned to the contrary thereof, in any wyse shall not be compelled to put in execution the effect of this acte, or any parte thereof.

And it is also enacted by the aucthoritie of this present Parliament, that the Commissioners and euery of them, whiche shalbe named, limitted, and appoynted accordyng to this acte, to be Commissioners in euery suche Shyre, Rydyng, Lathe, Wapentake, Rape, Citie, Towne, Borough, Isle, and the sayd householdes, or any other place, and none other, shall truely, effectually, and diligently, for their part, execute the effect of this present acte, accordyng to the tenor thereof, in euery behalfe, and none otherwyse, by any other meanes, without omission, fauour, dreade, malice, or any other thyng to be attempted and donne by them, or any of them to the contrary thereof.

And the sayd Commissioners, & as many of them as shalbe appoynted by the sayd commission, & none other, for the execution of the sayde commission and acte, shall for the taration of the sayd fyrst payment of the sayde Subsedie, before the first day of December next commyng, and for the taration of the sayde seconde payment of the sayde Subsedie, shall before the first day of Februarie, whiche shalbe in the yeere of our Lorde God, a thousande fiue hundred fiftie and fiue, by vertue of the commissions deliuered vnto them, in fourme abouesayde, directe their seuerall, or ioynt precepte, vnto eyght, seuen, fiue, foure, or three, or moe, as for the number of the inhabitauntes shalbe requisite, of the most substantial, discreete and honest personnes inhabitauntes, to be named by the said Commissioners, or by as many of them as shall be appoynted by the sayde commission, of and in Hundredes, Lathes, Rapes, Wapentakes, Wardes, Parishes, Townes, and other places, aswel within liberties, fraunchises, auncient demaines, places exempted, and Sanctuaries, as without, within the limittes of the Shyres, Rydynges, Lathes, Wapētakes, Rapes, Cities, Townes, Boroughes, or Isle aforesayde, and other places within the limittes of their commission, and to the Constables, Subconstables, Baylyffes, and other lyke officers or ministers of euery of the sayde Hundredes, Townes, Wardes, Lathes, Wapentakes, Parishes, and other places before sayd, as to the sayde Commissioners and euery number of them, or vnto three or two of them, by their discretion in diuision, shall seeme expedient, as by the maner and vse of that parties shalbe requisite.

Strayghtly by the same precept chargyng and commaundyng the same inhabitauntes, Constables, and other officers aforesayde, to whom suche precept shalbe so directed, to appeare in their proper persons

ſons before the ſayde Commiſſioners, or ſuch number of them as they ſhal diuide them ſelues, accordyng to the tenor of the ſayd commiſſion, at certayne dayes and places, by the ſaid Commiſſioners, or any number of them, as is aforeſayde, within Cities, Boroughes, or Townes corporate, or without, in any other place, as is aforeſayde, by theyr diſcretions ſhalbe limitted therevnto, to doo and accompliſhe all that to them on the part of the Kyng and the Queenes Maieſties ſhalbe enioyned touchyng this act: commaundyng further by the ſame precept, that he to whoſe handes ſuche precepte ſhall come, ſhall ſhewe or deliuer the ſame to the other inhabitauntes or officers, named in the ſaide precept. And that none of them fayle to accompliſhe the ſame, vppon payne of fourtie ſhyllynges, to be forfeyted to the Kyng and Queenes Maieſties.

And it is further ordeyned by thaucthoritie of this Parliament, that the ſayde day and place prefixed and limitted in the ſayd precept, euery of the Commiſſioners then being in the ſhyre, and hauyng no ſufficient excuſe for his abſence, ſhall at the ſayde day and place prefixed for that part where vnto he was limitted, appeare in his proper perſon, and there the ſame Commiſſioners, beyng preſent, or as many as ſhal be appoynted by the King and Queenes commiſſion, ſhal call, or cauſe to be called before them, the ſayde inhabitauntes and officers, to whom they haue directed theyr ſayde preceptes, and whiche hadde in commaundement there to appeare by the ſaid precept of the ſaid Commiſſioners: and yf any perſonnes ſo warned make defaulte, vnleſſe he then be letten by ſickneſſe, or lawfull excuſe, and that let then be witneſſed by the othes of two credible perſonnes, or yf any appearyng, refuſe to be ſworne in fourme folowyng, to forfeit to the king & queenes maieſties fourtie ſhillynges, and ſo at euery tyme appoynted by the ſayd Commiſſioners for the ſayde tarations, vnto ſuche time the number of euery ſuche perſons haue appeared, and certified in forme vnder written, & euery of them ſo makyng default, or refuſyng to be ſworne, to forfeyte to ỹ Kyng and Queenes Maieſties fourtie ſhillynges: and vpon the ſame appearaunce had, one of the moſte ſubſtantial inhabitauntes, or officer ſo beyng warned, and appearyng before the ſayd Commiſſioners, ſhalbe ſworne vppon a booke openly before the Commiſſioners in forme folowyng. I ſhal truely enquire, with my felowes that ſhalbe charged with me, of the Hundred, Wapentake, Warde, Towne, or other place, of the beſt and moſt value of the ſubſtaunce of euery perſon dwellyng and abydyng within the limittes of the places that I and my felowes ſhalbe charged with, and of other whiche ſhall haue his or theyr moſt reſorte vnto any of the ſayde places, and chargeable with any ſumme of money by this acte of this ſayde ſubſidie, and of al other articles that I ſhalbe charged with, touchyng the

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ſayde acte, and accordyng to the intent of the ſame, and therevppon as neere as it may or ſhall come to my knowledge, truely to preſent and certifie before you the names and ſurnames, and the beſt and vttermoſt ſubſtaunce, and values of euery of them, aſwell of landes, tenementes, and other hereditamentes, poſſeſſions, and profites, as of goodes, cattels, debtes, and other thynges chargeable by the ſayd acte, without any concealement, fauour, loue, affection, dread, feare, or malice, ſo helpe me God and the holy contentes of this booke. And euery other perſonne that ſhal appeare there yeerely, by the ſayde preceptes, ſhal make lyke othe, and vppon the othe ſo taken, as is aforeſayde, by the inhabitauntes and officers of euery Hundred, Warde, Wapentake, Towne, or other place, the ſayde Commiſſioners ſhall openly there reade, or cauſe to be read vnto them, the ſayde rates, and openly declare the effect of their charge vnto them, in what maner and fourme they ought and ſhoulde make their certificate, accordyng to the rates and ſummes thereof aboueſayde, and of all maner perſonnes, aſwell of aliens and ſtraungers denizens, or not denizens, inhabityng within this Realme, as of ſuch perſonnes as be borne within the kyng and Queenes obeyſaunce, chargeable to this acte.

And of the poſſeſſions, goodes, and cattels of fraternities, guildes, corporations, brotherhods, myſteries, and comminalties, and other as is aboueſayde, and of perſonnes, beyng in the parties of beyonde the ſeas, hauyng goodes, or cattelles, landes, or tenementes, within this Realme, as is beforeſayde, and of all goodes beyng in the cuſtodie of any perſonne or perſonnes, to the vſe of any other, as is aboueſayd, by the whiche information and ſhewyng, the ſayde perſonnes ſhoulde haue ſuche playne knowledge of the true intente of this preſent acte, and of the manner of their certificate, that the ſame perſonnes ſhall haue no reaſonable cauſe to excuſe them by ignorance, and after ſuche othes, and the ſtatute of the ſayde ſubſedie, and the maner of the ſayde certificate to be made in writyng, conteynyng the names and ſurnames of euery perſonne, and whether he be borne without the Kinges & Queenes obeyſaunce, or within, and the beſt value of euery perſonne in euery degree, aſwell of yeerely value of landes, and tenementes, and of ſuche lyke poſſeſſion and profites, as the value of goodes and cattelles, debtes, and euery thyng to their certificate requiſite and neceſſarie to them declared, the ſayde Commiſſioners there beyng, ſhall by their diſcretions appoynt, and limitte vnto the ſayde perſonnes another day and place to appeare before the ſayde Commiſſioners, and chargyng the ſayde perſonnes, that they in the meane tyme ſhall make diligent inquirie by all wayes and meanes of the premiſſes, and then and there euery of them, vppon payne of forfeyture of fourtie ſhillinges to the kyng and Queenes Maieſties, to

appeare

appeare at the ſayde newe prefixed day and place, there to certifie vn-
to the ſayde Commiſſioners in wrytyng, accordyng to theyr ſayde
charge, and accordyng to the true intent of the ſayde graunt of Subſi-
die, and as to them in manner aforeſaide, hath ben declared and ſhew-
ed by the Commiſſioners, at whiche day and place ſo to them prefix-
ed, yf any of the ſayde perſonnes make default, or appeare, and refuſe
to make the ſayde certificate, that then euery of them ſo offendyng,
to forfeyte to the Kyng and Queenes Maieſties fourtie ſhyllynges,
except onely a reaſonable excuſe of his default, by reaſon of ſickneſſes,
or otherwyſe, by the othes of two credible perſonnes there witneſſed
be had. And of ſuche as appeare redy to make certificate, as is afore-
ſayde, the ſayde Commiſſioners there beyng, ſhall take and receyue
the ſame certificate, and euery part thereof, and the names, values,
and ſubſtaunce, and euery perſon ſo certified, and yf the ſame Commiſ-
ſioners ſee cauſe reaſonable, they ſhall examine the ſayde preſenters
therof, & thereupon the ſayd Commiſſioners at the ſayd dayes & place,
by their agreement among them ſelues, ſhal from tyme to tyme open-
ly there prefixe a day, at a certayne place or places, within the limit-
tes of theyr Commiſſion by theyr diſcretion, for theyr further proce-
dyng to the ſayde aſſeſſyng of the ſayde Subſidie, and thereuppon at
the ſayde day of the ſayde certificate as is aforeſayde taken, the ſame
Commiſſioners ſhall make their precepte or preceptes, to the Conſta-
bles, Subconſtables, Bayliffes, or other officers of ſuche Hundredes,
Wapentakes, Townes, or other places aforeſayde, as the ſame Com-
miſſioners ſhalbe of, compryſyng and conteynyng in the ſame pre-
cept, the names and ſurnames of all perſonnes preſented before them
in the ſayde certificate, of whom, yf the ſayde Commiſſioners, or as
many of them as ſhal be therunto appoynted by the Kyng & Queenes
Commiſſion, ſhall then haue vehement ſuſpect, to be of more grea-
ter value or ſubſtaunce, in landes, goodes, catteles, or ſummes of mo-
ney owyng to them, or other ſubſtaunce beforeſayde, then vppon ſuche
perſon or perſons ſhalbe certified: the ſame Commiſſioners ſhal make
theyr precept or preceptes directed to the Conſtable, Baylyffes, or o-
ther officers, commaundyng the ſame Conſtable, Baylyffes, or other
officers, to whom ſuche precept ſhalbe directed, to warne ſuch per-
ſonnes, whoſe names ſhalbe compriſed in the ſayde precepte, at theyr
manours, or to their perſonnes, that the ſame perſonnes named in
ſuche preceptes, and euery of them, ſhall perſonally appeare before the
ſayde Commiſſioners, at the ſame newe prefixed day and place, there
to be ſworne and examined by all wayes and meanes, by the ſayde
Commiſſioners, of their greateſt ſubſtaunce and beſt value, and of all
and euery ſummes of money owyng to them, and other what ſo euer
matter concernyng the premiſſes, or any of them, accordyng to this

acte

act, at which day & place so prefixed, the said commissioners then there beyng, or as many of them as shalbe therunto appoynted by the King & Queenes commission, shal cause to be called the sayd persons, whose names shalbe comprised in the sayde precept, as is beforesaid, for their examination. And if any of those persons which should be warned, as is beforesaid, to be examined, which at any tyme after the warnyng, & before the prefixed day, shalbe within suche place, where he may haue knowledge of his sayd appearaunce to be made, make default, and appeare not, vnlesse a reasonable cause, or els a reasonable excuse, by the othes of two credible persons, before the sayd commissioners be truely alleaged for his discharge, that then euery of them so making default, to be taxed and charged to the King and Queenes Maiesties, with & at the double summes of the rate that he shoulde or ought to haue ben set at, for and after the best value of his lande or substaunce, vpon him certified, if he had appeared, by the discretion of the commissioners there being. And in like maner, if any of thē suspected, as is aforesayd, appeare, and refuse to be sworne in fourme following, then euery such offender, to be taxed and charged to the King & Queenes Maiesties, with, & at the dumble summes of the rate he shoulde or ought to haue ben set at, for and after the best value of his substaunce, vpon him certified by the sayde persons that made the certificate as is before sayde, by the discretions of the sayde commissioners there then beyng: and which commissioners shal trauayle with euery of the persons, so then and there apperteynyng, whose names shalbe expressed in the sayde precept or preceptes, and in whom any vehement suspect was, or shall be had in fourme abouesayd, by all suche wayes and meanes they can. And further the sayde commissioners, or as many of them as shalbe therunto appoynted by the sayd commission, by their discretions, shal openly sweare the same person in this maner and fourme following.

I shal faythfully, truely, and playnly, according to my knowledge, shewe vnto you, the King and Queenes commissioners, and to other by you assigned, the best and greatest value, or aboue, of all my yeerely profites, in landes, tenementes, rentes, or suche other like possessions, yeerely profites, and fee, and the best and greatest value of all my goodes and catteles, and summes of money to me owyng, according to the graunt of this acte of Subsidie, and truely aunsweare to that I shalbe examined of touchyng the premisses, without couin, or deceit, so helpe me God, and the holye contentes of this booke. And if any person that shuld appeare, be excused, in fourme aforesaid, by witnesse of credible persons, the same persons shalbe examined by their othes, of his or their greatest and best value, and substaunce, so lacking, and excused, and by the best of their certificate or knowledge, or of the other first certificate vppon hym then made, the same per-

ſon ſo lacking, and excuſed of his appearaunce, to be ſet, and rated, by the ſayde commiſſioners, or otherwyſe to be ſet, and rated in this caſe, as ſhal ſeeme beſt by the diſcretions of the ſaide commiſſioners. And if it happen to be proued by witnes, his owne cõfeſſion, or other lawful wayes, or meanes, within one yeere after any ſuch oth made, that the ſame perſon ſo taxed and ſworne, was of any greater or better value, in landes, goodes, or other thinges aboue ſpecified, at the tyme of his ſayd othe, then the ſame perſon ſworne dyd declare vpon his othe: that then ſuche perſon ſo offending, ſhall loſe and forfeyt to the Kyng and Queenes Maieſties, as much more in lawful money of Englande, as the ſame perſon ſo ſworne was ſet and taxed at to pay for the ſaid ſubſedie. And that euery ſpiritual perſon, at eyther of the ſayde taxations of the ſayd Subſedie, ſhalbe rated and ſet according to the rate aboue-ſayde, of, and for euery pounde that the ſame ſpirituall perſon, or any other to his vſe, hath by diſcẽt, bargayne, or purchaſe, in fee ſimple, fee tayle, terme of lyfe, terme of yeres, by execution, by warde, or by coppy of court roll, in any manors, landes, tenementes, rentes, ſeruices, offices, fees, corodies, annuities, or hereditaments, after the true, iuſt, and yerely value therof, after, and according as other the Kyng & Queenes Maieſties ſubiectes borne within this Realme be charged, in fourme aboue remembred, ſo that it extende to the yeerely value of twentie ſhillinges, or aboue. And if any perſon certified or rated by vertue of this acte, be he commiſſioner, or other, to any manner of value, doth fynde hym ſelfe greeued with the ſame preſentment, ſelling, or taxing, and therevppon complayne to the commiſſioners, before whom he ſhalbe rated, ſeſſed, or taxed, or before two of them: that then the ſayd commiſſioners, ſhal by al wayes and meanes, examine particularly & diſtinctly, the perſons ſo complaynaunt, and other his neyghbours, by their diſcretion, of euery his landes and tenementes aboue ſpecified, and of euery his goodes, cattels, and debtes aboue mentioned: and after due examination and perfit knowledge thereof had and perceiued by the ſayde commiſſioners, whiche ſhall haue power by the authoritie aforeſayde: the ſayd commiſſioners, or two of them, to whom any ſuche complaynt ſhalbe made, by their diſcretions vpon the othe of the ſayde perſons ſo complaynyng, may abate, defalke, encreaſe, or enlarge the ſame aſſeſſement, according as it ſhall appeare to them iuſt, vpon the ſame examination. And the ſame ſumme ſo abated, defalked, encreaſed, or enlarged, to be eſtreated in fourme as hereafter enſueth, ſo that he commeth before the eſtreates of the ſame aſſeſſyng be deliuered by the ſayde commiſſioners, into the Kyng and Queenes Maieſties Exchequer. And if it be proued by witnes, his owne confeſſion, or other lawfull wayes or meanes, within a yeere after any ſuch othe made, that the ſame perſon ſo taxed & ſworne, was any better, or

greater

greater value in landes, goodes, or other thinges aboue specified, at the tyme of his sayde othe, then the same person so sworne dyd declare vpon his sayde othe: That then euery suche person so offendyng, shal lose and forfeyt to the King and Queenes Maiesties, so much in lawful money of Englande, as the same person so sworne, was set at, or tared to pay: and all persons set, rated, and tared, as is aforesayde, shalbe bounde and charged by the same, and the summe or summes vpon him set, to be due towardes the payment of the sayde Subsedie, and to be leuied as hereafter shalbe specified.

And also it is enacted by the sayde aucthoritie, that euery person to be tared at eyther of the sayd taxations as aforesayd, shalbe rated, tared, and set, and the summe on him set, to be leuyed at such place where he & his familie at the tyme of the same presentment to be made, shall keepe his house or dwelling, or where he then shalbe most conuersant, abiding, or resiaunt, or shal haue his most resort, & shalbe best knowen at the time of the sayde certificate to be made, and no where els, and that no commissioner for this Subsedie, shalbe rated or tared for his goodes or landes, but in the Shire or other place, where he shalbe commissioner: and that if any person chargeable to this acte, at the tyme of the sayde assessing, happen to be out of this realme, and out of Wales, or farre from the place where he shalbe knowen, then he to be set where he was last abyding in this Realme, or within Wales, and best knowen, and after the substaunce and value, and other profites of euery person, knowen by the examination, certificate and other maner of wyse as is aforesayde. The sayde commissioners, or as many of them as shalbe appoynted by the King and Queenes Maiesties commission, shal after the rate aforesaide, set & tare euery person according to the rate of the substance, and value of his landes, goodes, and other profites, whereby the greatest and most best summe, accordyng to his most substance, by reason of this act, myght, or may be set or tared.

Prouided alwayes, that euery suche person whiche shalbe set or tared for payment of, and to this Subsedie, for, and after the yeerely value of his landes, tenements, and other real possessions, or profites, at any of the sayde taxations, shall not be set and tared for his goodes and cattels, or other moueable substaunce, at the same taxation. And he that shalbe charged or tared for the same Subsedie, for his goodes, cattels, and other moueables, at any of the sayde taxations, shall not be charged, tared, or chargeable for his landes or other real possessions and profites aboue sayde, at the same taxation, nor that any person be double charged for the sayde Subsedie, neyther set or tared at seuerall places, by reason of this acte, any thing conteyned in this present act, notwithstandyng.

And that it be ordeyned by the sayd auctheritie of this present Par-

liament, that no perſon hauing two manſions or two places to reſorte vnto, or callyng hym ſelfe houſholde ſeruaunt, or wayting ſeruaunt to the King and Queenes Maieſties, or other Lorde or Lady, maiſter or maiſtres, be excuſed vpon his ſaying, from the taxe of the ſayde ſubſedie, in neyther of the places where he may be ſet, vnleſſe he bring a certificate in wryting from the commiſſioners where that he is ſo ſet in deede at one place. And if any other then commiſſioner happen to be ſet in two places, vpon certificate thereof made, the beſt and moſte ſumme vpon hym ſo taxed, to be taken and abyde, and the other to be diſcharged, ſo that the ſame certificate of his aſſeſſinges & payment be made thereof in writing, vnder the ſeales of the Commiſſioners, or of as many of them as ſhalbe appoynted by the Kyng and Queenes commiſſion, whiche certificate ſo made, ſhalbe at al tymes a ſufficient diſcharge for him and the collectour of the ſame, as well againſt any collectour, that ſhall demaunde the ſame vpon him rated or taxed, as againſt the Kyng and Queenes Maieſties, and al other perſons. And yf any perſon that ought to be ſet by reaſon of his remouyng or reſortyng to two places, or by reaſon of his ſaying that he els where was ſo taxed, or by reaſon of anye priuiledge by his dwellyng or abydyng in any place (not being reſerued in this acte) or otherwyſe by his couin or craft, happen to eſcape from the ſayde taxations, or eyther of them, and be not ſet, and that proued by preſentment, examination, or information, before the ſayde commiſſioners, or as many of them as ſhalbe by the ſame commiſſion appoynted, or by the Barons of the Kyng and Queenes Maieſties Exchequer, or two Juſtices of the peace, of the Countie where ſuch perſon dwelleth, then euery ſuche perſon that by ſuche meanes or otherwyſe wyllyngly by couin, ſhall happen to eſcape from the ſayde taxations, or paymentes aforeſayde, or any of them, and not be rated, taxed, and ſet, ſhalbe charged vpon the knowledge and proffe therof, with and at the double value that he ſhoulde, or ought to haue ben ſet at afore, accordyng to his behauiour. The ſame double value to be leuyed, geathered, and payde of his goodes and cattels, landes, and tenementes towardes the ſayde Subſedie, and further to be puniſhed, accordyng to the diſcretions of the Barons, Juſtices, and commiſſioners, before whom he ſhalbe conuicted for his offence and deceit in that behalfe.

And further be it enacted by the aucthoritie aforeſaid, that the ſayd commiſſioners of euery commiſſion, ſhall accordyng to theyr diuiſions, and after they be diuided, haue full power and aucthoritie by this acte, to ſet, taxe, and ſeſſe euery other commiſſioner ioyned with them in euery ſuche commiſſion and diuiſion, and ſhall alſo aſſeſſe euery aſſeſſour within their diuiſion, for his and their goodes, landes, and other the premiſſes, as is aboueſayde, by the whiche ſayde commiſſion

the

the ſayde commiſſioners, ſhall indifferently ſette, tare, and ſeſſe them ſelues and the ſayde aſſeſſours, and that aſwel the ſummes vpon euery of the ſayde commiſſioners and aſſeſſours ſo ſeſſed, rated, and tared, as the ſummes made and preſented by the preſentours ſworne, as is aboueſayd, ſhalbe written, certified, ſet, and eſtreated, and the eſtreates thereof to be made, with other the inhabitauntes of that partes, within the limits of the ſame commiſſion and diuiſion, ſo to be geathered and leuied, in lyke maner as it ought or ſhould haue benne, if the ſaide commiſſioner had not ben in the ſayde commiſſion.

And that al perſons of the eſtate of a Baron or Barons, and euery eſtate aboue, ſhalbe charged with theyr freeholde and value, as is aforeſayde, by the Chauncelour and keeper of the great Seale, Treaſourer of Englande, Lorde Preſident of the kyng and Queenes maieſties priuie counſel, and Lorde priuie Seale for the tyme beyng, or other perſons, by the kyng and Queenes Maieſties aucthoritie to be limitted, and they to be charged for the ſayde ſeueral paymentes of the ſayde Subſidie, after the fourme of the ſayde graunt, accordyng to the taxation aforeſayde. And the ſummes vppon them ſette, with the names of the Collectours appoynted for the geathering and paying of the ſame, to be extreated, deliuered and certified, at dayes and places aboue ſpecified, by the Lorde Chauncellour, Treaſourer, Lorde Preſident of the councel, and the Lorde priuie ſeale for the tyme beyng, or ſuche other perſonnes as ſhalbe limitted by the kyng and the queenes maieſties, and after the tares and aſſeſſes of the ſayde ſummes, vpon, and by the ſayde aſſeſſing and certificate, as is aforeſayde, made by the ſayde commiſſioners, or as many of them as ſhalbe therunto appoynted by the kyng & the queenes maieſties commiſſion, ſhal with al ſpeede, and without delay, by the wryting extreated of the ſayde tare thereof, vnder the ſeale and ſignes manuel of the ſayde commiſſioners, or of as many of them as ſhalbe appoynted at the leaſt to be made, ſhalbe deliuered vnto ſufficient and ſubſtantiall inhabitauntes, Conſtables, ſubconſtables, Bayliffes, and other officers ioyntly of hundredes, townes, paryſhes, and other places aforeſayde, within theyr limittes, or to other ſufficient perſons, inhabitauntes of the ſame onely, by the diſcretion of the ſame cõmiſſioners, and as the place and parties ſhal requyre, as wel the particuler names, or ſyrnames, as the remembrance of al ſummes of money, tared and ſet, of, and vppon euery perſon, as wel man as woman chargeable to this act, houſholder, and al other inhabitauntes and dwellers within the ſayde pariſhes, townes, and places, contributorie to this acte of this ſubſidie: by auctharitie of whiche writing or eſtreate ſo delyuered, the ſayde officers, or other perſons ſo named and deputed ſeuerally, ſhal haue ful power and auctharitie by vertue of this

acte, immediatly after the delyuerie of the ſayde wrytyng, or eſtreate, to demaunde, leuie, and geather of euery perſonne therein ſpecified, the ſumme or ſummes in the ſame wryting or eſtreate compriſed. And for none payment thereof, to diſtrayne the ſame perſon or perſons ſo beyng behynde, by theyr goodes and cattels, and the diſtrelles ſo taken, to keepe by the ſpace of eyght dayes, at the coſtes and charges of the owner thereof. And if the ſayd owner doo not pay ſuch ſumme of money as ſhalbe tared by this acte, within the ſame eyght dayes, then the ſayd diſtreſſe to be apprayſed by foure, or three, or two of the inhabitauntes, where ſuche diſtreſſe is taken, and alſo to be ſolde by the ſayde Conſtable and other Collectour, for the payment of the ſayde money, and the ouerplus comming of the ſale, and keeping therof, if anye be, to be immediatly reſtored to the owner of the ſame diſtreſſe: whiche ſayde officers, and other perſons ſo deputed, to aſke, take, geather, and leuie the ſayd ſummes, ſhal anſweare, and be charged for the portion onely to them aſſigned or limitted, to be geathered, leuied and compriſed in the ſayde wryting or eſtreate, to them as is before ſayde delyuered, vnto the vſe of our ſoueraigne lorde and Ladye, the kyng and the queenes Maieſties, and the heyres and ſucceſſours of our ſayde ſoueraigne Lady the queene. And the ſaide ſumme in that wryting or eſtreate compriſed, to pay vnto the hygh collectour or collectours of that place, for the collection of the ſame, in maner & fourme vnder written, thereunto to be named and deputed, and the ſame inhabitauntes, and officers, ſo geatheryng the ſame particuler ſummes, for theyr collection thereof, ſhal reteyne for euery twentie ſhillynges, ſo by them receyued & payd, two pence, and that to be allowed at the payment of theyr collection, by them to be made, to the hygh collectour, or collectours.

And further be it enacted by the ſayde auctoritie, that the ſayde Commiſſioners, or the more part of them, as ſhall take vppon them the execution and buſineſſe of the ſayd commiſſion, ſhal for eyther of the ſame paymentes of the ſayde Subſedie, name ſuche ſufficient and able perſons, which then ſhal haue and poſſede landes, and other hereditamentes, in theyr owne ryght, of the yeerely value of tenne poundes, or goodes to the value of one hundred Markes at the leaſt, and the perſonnes ſeuerally, by the diſcretions of the ſame commiſſioners, in the Shyres, Rydinges, Lathes, Wapentakes, Rapes, Cities, Townes corporate, and other whatſoeuer places, aſwel within places priuiledged, as without, not being forepriſed within this act to be hygh Collectours, and haue the collection and receypt of the ſayde ſummes, ſette, and leuiable within the precinct, limitte, and bondes, where they ſhalbe ſo limitted, to geather and receyue. To euery of the whiche Collectours, ſo ſeuerally named, the ſayd commiſ-

ſioners, or two of them at the leaſt, ſhal with al ſpeede, and without delay, after the ſayd whole ſumme of the ſayd Subſedie, be ſet by al the limittes of the ſame theyr commiſſion, or in ſuch limittes, as ỹ high Collectours ſhalbe ſo ſeuerally aſſigned, ſhall vnder theyr ſeales, & ſignes manuel deliuer one eſtreate, indented in parchement, to euery of ỹ ſaid hygh Collectours, compryſing in it the names of all ſuche perſons as were aſſigned to leuie the ſayd particuler ſummes, and the ſummes of euery Hundred, Wapentake, Towne, or other place aforeſaid, with the names and ſurnames of the perſonnes ſo chargeable, accordyng to the eſtreate ſo fyrſt thereof made, as is aforeſayde, & deliuered. And the Collectour ſo to be aſſigned, ſhalbe charged to anſweare the whole ſumme comprized in the ſayd eſtreate, limitted to his collection, as is aforeſaid.

Prouided alwayes, and be it enacted by the aucthoritie aforeſaid, that the ſayde Commiſſioners, hauyng aucthoritie by this acte to name and nominate the ſayde hygh Collectours of the ſayde Subſedie, ſhall immediatly vppon the nomination, and election, take by the aucthoritie of this preſent Parliament, ſufficient recogniſaunces, or obligations, without any fee or reward to be payde therefore, of euery perſonne ſo by them to be named to be hygh Collectour, to be bound to the kyng and Queenes Maieſties, in the double ſumme of the ſumme of his collection, and to be endorſed and made vpon ſuche condition, that is to ſay, for the collection of the ſayde fyrſt payment of the ſayd Subſedie, that yf the ſayde Collectour, his heyres or executours, do truely content & pay to the vſe of the king & queenes Maieſtie, and the heyres and executours of the Queenes Maieſtie in theyr receipte of theyr Exchequer, before the fyrſt day of Marche next commyng, ſo muche of the ſayd ſumme of money, allotted and appoynted to his collection, as he ſhall collect and geather, and content and pay the reſidue of his collection and charge, within one moneth next after ſuch tyme as he hath geathered and collected the ſame reſidue: that then the ſayde recogniſaunce or obligation to be voyde, or els to ſtande in full ſtrength and vertue. And for the collection of the ſayde ſeconde payment of the ſayd Subſedie, vpon condition that yf the ſayd Collectour, his heyres & executours, doo truely content and pay to the vſe of the kyng & Queenes Maieſties, and the heyres or executours of the queenes Maieſtie, in theyr receipt of theyr Exchequer, before the twentie day of May, whiche ſhalbe in the yeere of our Lord God, a thouſande fiue hundred fiftie and ſeuen, ſo muche of the ſayde ſumme of money, allotted, and appoynted to his collection, as he ſhal collect and geather, and content and pay the reſidue of his collection and charge, within one moneth next after ſuche tyme as he hath geathered and collected the ſame reſidue: that then the ſayde recogniſaunce or obligation to be voyde, or els to ſtande in full ſtrength

and

and vertue, whiche ſayde ſeuerall recogniſaunces, or obligations ſo taken, the ſayde Commiſſioners ſhall ſeuerally certifie and deliuer into the Kyng and Queenes maieſties Exchequer, with the ſeuerall certificates of the ſayde taxations, and rates of the paymentes of the ſaid ſubſedie, at, and by the tyme to them preſcribed and appoynted by this acte, for the certificate of the ſayde ſeuerall taxations of the ſayde ſubſedie, vppon payne of forfeyture of tenne poundes, to the Kyng and Queenes maieſties, for euery recogniſance or obligation not certified. And that euery ſuche Collectour ſo elected, named, and choſen, vpon requeſt to hym made, ſhall knowledge and make the ſayde recogniſaunce or obligation, vppon lyke payne and forfeyture of tenne poundes to the Kyng and Queenes Maieſties for the refuſall thereof, and euery ſuche Collectour ſo deputed, hauyng the ſayde eſtreate in parchment, as is aforeſayde, ſhall haue aucthoritie by this acte, to appoynt dayes and places within the circuit of his collection, for the payment of the ſayde ſubſedie to hym to be made, and thereof to geue warnyng by proclamation or otherwyſe, to all the ſayde Conſtables or other perſonnes or inhabitauntes hauyng the charge of the particuler collection within the Hundredes, Pariſhes, Townes, or other places by him or them limitted, to make payment for the ſayde particuler collection of euery ſumme, as to them ſhall appertayne. And yf at the ſayde day and place ſo limitted and prefixed by the ſayde Collectour, the ſayde Conſtable, Officers, or other perſonnes or inhabitauntes, as is beforeſayde, for the ſayde particuler collection appoynted, and aſſigned within ſuche Hundred, Citie, Towne, or other place, doo not pay vnto the ſayde Collectours, the ſumme within their ſeuerall hundredes, Townes, Pariſhes, and other places, due, and compryſed in the ſayde eſtreate thereof, to them deliuered by the ſayde Commiſſioners, or ſome of them, as is beforeſayde, or ſo muche thereof as they haue by any meane receyued, two pence of euery pounde for the ſayde particuler collection, as is beforeſayde, alwayes to be thereof alowed, excepted, and abated, that then it ſhalbe lawfull to the ſayde hygh Collectours, and euery of them, and to their aſſignes, to diſtrayne euery of the ſayde Conſtables, Officers, and other inhabitauntes for theyr ſayde ſeuerall and particuler collection of the ſayde ſummes compriſed in the ſayde eſtreate and wrytyng, thereof to them, and euery of them, as is before expreſſed, deliuered, or for as muche of ỹ ſame ſumme as ſo then ſhall happen to be geathered, and leuied, and behynde, and vnpayde, by the goodes and cattelles of euery of them ſo being behind, and the diſtreſſe ſo taken, to be kept, appraiſed, & ſolde, as is aforeſaid, and therof to take & leuie the ſummes, ſo then being behynd & vnpaide, and the ouerplus commyng of the ſale of the ſayd diſtreſſe, yf any be, to be reſtored and deliuered vnto the owner in forme aboue remembred.

Prouided

Prouided alwayes, that no person inhabiting in any citie, borough, or towne corporate, shalbe compelled to be an assessour or collectour of or for any part of the sayde Subsedie, in any place or places out of the sayde citie, borough, or towne corporate, where he dwelleth.

And it is also by the sayde auctoritie enacted, that yf any inhabitauntes or officer, or whatsoeuer person or persons, charged to and for the collection or receit of any part or portion of the sayde Subsedy, by any maner of meanes accordyng to this acte, or any person or persons for them selues, or as Keeper, Gardian, Deputie, Factour, or Attourney, of, or for any other person or persons, of any goodes, and cattelles of the owner thereof, at the tyme of the sayde assessinges to be made, beyng out of this Realme, or in any other partes not knowen, or of, and for the goodes and cattelles, of any other person or persons of any corporation, fraternitie, mysterie, or other whatsoeuer comminaltie, beyng incorporate, or not incorporate, and all persons hauyng in theyr rule, gouernaunce, and custodie, any goodes or cattels, at the tyme of the sayde assessing, or any of them to be made, or whiche for any cause, for, and by collection, or for hym selfe, or for any other, or by reason that he hath the rule, gouernaunce, or custodie of any goodes or cattelles, of any other person or persons, corporation, comminaltie, fraternitie, gylde, or mysterie, or any suche other lyke, or as Factour, Deputie, or Attourney of, or for any person, shalbe tared, rated, valued, and set to any summe or summes by reason of this acte, and after the taration or assessing vppon any suche person or persons as shalbe charged with the receyt of the same happen to dye, or depart from the place where he was so tared and set, or his goodes or cattelles so eloyned, or in suche priuie and couert manner keapt, as the sayde person or persons charged with the same, by extreates or other wrytynges from the sayde commissioners, or as many of them as shalbe therunto appoynted by the sayde commission, as is aforesayde, can ne may leuie the same summe or summes comprised within theyr sayde extreate by distresse, with the limittes of their collection as is aforesayde, or can not sell suche distresse or distresses, as be taken for any of the sayde paymentes, to be made in the Kyng and Queenes Maiesties receit, then vpon relation therof made, with due examination, by the othe or examinatiō of suche person or persons as shalbe charged with, and for the receit and collection of the same before the sayde commissioners, or as many of them as by the same commission shalbe therunto appointed, where suche person or persons, or other as is aforesayde, theyr goodes and cattelles were set and tared, and vpon playne certificate thereof made in the King and Queenes Maiesties Exchequer, by the same commissioners as wel of the dwelling place, names, & summes of the sayd persons, of whom the sayd summes can not be leuyed & had, as is

afore-

afozeſayde, then aſwell the Conſtables, and other inhabitauntes, appoynted foz the ſayde particuler collection, againſt the hygh Collectours, as the hygh collectour vpon his accompt and othe, in the ſayde Exchequer to be diſcharged thereof, and proceſſe to be made foz the Kyng and Queenes Maieſties, out of the ſayde Exchequer, by the diſcretion of the Barons of the Exchequer, againſt ſuche perſon, his heyzes oz executours, ſo beyng behynde with his payment. And ouer that, the ſame commiſſioners to whom any ſuche declaration of the premiſes ſhalbe made in fourme afozeſaide, from time to tyme, ſhal haue full power and aucthozitie, to direct their precept oz preceptes, vnto the ſayde perſon oz perſons charged with any ſumme, of, foz, oz vpon any ſuche perſon oz perſons, oz other as is aboueſayde, oz to any Sheriffe, Stewarde, Bayliffe, oz otherwhat ſoeuer officer, miniſter, perſon oz perſons, of ſuche place oz places, where any ſuche perſon oz perſons ſo owyng ſuche ſumme oz ſummes, ſhall haue landes, and tenementes, and other hereditamentes, oz reall poſſeſſions, goodes and cattels, whereby any ſuche perſon oz perſons, ſo indetted, his heyzes, executours oz aſſignes, oz other hauing the cuſtodie, gouernaunce, oz diſpoſition of any goodes, cattels, landes, tenementes, oz other hereditamentes, whiche ought oz may by this acte lawfully be diſtrayned, oz taken foz the ſame, hath and ſhall haue goodes, cattelles, landes, tenementes, and other poſſeſſions, whereof ſuche ſumme oz ſummes, whiche by any ſuche perſon oz perſons, may oz ought to be leuyed, be it within the limittes of ſuche commiſſion where ſuche perſon oz perſons was and were tared, oz without, in any place within this Realme of Englande, Wales, oz other the Kyng and Queenes Maieſties dominions, Marches, oz Territozies: by whiche precept as well ſuche perſon oz perſons, as ſhalbe charged to leuie ſuche money, as the officers of the place oz places where ſuch diſtreſſe may be taken, ſhal haue full power and aucthozitie to diſtrayne euery ſuche perſon indetted, charged, and chargeable by this acte, oz his executours, oz adminiſtratours, of his goodes, cattels, his gardians, factours, deputies, leaſes, farmours, and aſſignes, and all other perſons, by whoſe handes, oz out of whoſe landes any ſuche perſon ſhoulde haue rent, fee, annuitie, oz other profite, oz whiche at the tyme of the ſayde aſſeſſinges, ſhall haue goodes, oz cattelles, oz any other thing moueable, of any ſuche perſon oz perſons beyng indetted oz owyng ſuche ſumme. And the diſtreſſes ſo taken, cauſed to be kept, appraiſed, and ſolde in lyke maner and fourme as is afozeſayd, foz the diſtreſſe to be taken, vpon ſuche perſon to be tared to the ſayd Subſidie, and beyng ſufficient, to diſtrayne within the limittes of the Collectours inhabitauntes, oz other officers charged with, oz foz the ſame ſummes, ſo vpon them to be tared: and any ſuche diſtrayne foz

none

none payment happen to be taken out of the limit of the said persons, charged and assigned to leuie the same, the persons so charged for the leuy of euery such summe by distresse, shall perceiue & take of the same distresse, for the labour of euery person goyng for the execution therof, for euery myle that any suche person so laboureth for the same. ii. d.

And euery farmour, tenaunt, gardian, factour, or other whatsoeuer person beyng distrayned, or otherwyse charged for payment of any such summe or summes, or any other summe, by reason of this acte, shalbe of such summe or summes, of him, or them so leuyed and taken, discharged, and acquitted, at his next day of payment of the same, or at the deliuery of suche goodes, and cattels, as he that is so distrayned, had in his custodie and gouernance, agaynst hym or them, that shalbe so tared and set, any graunt, or wrytyng, obligation, or other whatsoeuer matter to the contrary made heretofore, notwithstandyng.

And yf any such person that should be so distrayned haue no lands, or tenementes sufficient whereby he or his tenauntes, and farmours may be distrayned, or hath eloyned, aliened, or hydde his goodes, and cattels, whereby he should or might be distrayned, in such maner that suche goodes and cattelles shall not be knowen or founde, so that the summe, of, or by him to be payd in the sayd fourme, shal ne can be conueniently leuyed: then vppon relation thereof vnto the commissioners, or to as many of them as by the sayde commission shalbe thereunto appoynted, where suche person or persons was tared and set, by the othes of hym or them that shalbe charged with the leuye and payment of that summe or summes, the same commissioners shall make a precept in such maner as is aforesayde, for to attache, take, and arreste the body of such person or persons that ought to pay the said summes, and by this acte shalbe charged with, and for the sayde summe or summes, and them so taken, safely to keepe in prison within the shyre, or other place where any suche person or persons shalbe taken and attached, there to remayne without bayle or maynprise, vntyll he haue payde the same summe or summes, that suche persons for hym selfe, or for any other by this acte shalbe chargeable, or ought to be charged withall: and also for the fees of euery suche arrest to hym or them that shal execute such precept, twentie pence. And that euery officer vnto whom suche precept shalbe directed, do his true diligence, and execute the same vpon euery person so beyng indetted, vpon payne to forfeyte to the Kyng and Queenes Maiesties, for euery defaulte in that behalfe, twentie shillinges: & that no keeper of any Gaole, from his Gaole suffer any suche person to goe at large by lettyng to bayle, or otherwyse to depart out of his prison, before he haue payde his sayd det, & the sayde twentie pence for the sayd arrest, vpon payne to forfeit to the King and Queenes Maiesties fourtie shyllinges. And the same

Gaoler

Gaoler to pay vnto the kyng and Queenes Maieſties the double va-
lue, as well of the rate whiche the ſayde perſon ſo impriſoned was
tared at, as of the ſayde twentie pence for the fees, and lyke proceſſe
and remedy in lyke forme ſhalbe graunted by the ſayd commiſſioners,
or as many of them as by the ſayde commiſſion ſhalbe thereunto ap-
poynted, at lyke information of euery perſon or perſons, beyng char-
ged with any ſumme of money, for any other perſon or perſons, by
reaſon of the ſayde Subſidie, and not thereof payde, but wylfully
withdrawen, ne the ſame leuiable within the limittes where ſuche
perſon was thereunto tared. And yf the ſumme or ſummes beyng
behynde vnpayde by any perſon or perſons as is aforeſayde, be leuyed
and geathered by force of the ſayd proceſſe, to be made by the ſaid com-
miſſioners, or if in default, or for lacke of payment thereof, the perſon
or perſonnes, ſo owyng the ſayde ſumme or ſummes of money, by pro-
ceſſe of the ſame commiſſioners to be made as is aforeſayde, be com-
mitted to priſon in fourme aboueſayde, that then the ſame commiſſio-
ners whiche ſhal awarde ſuch proceſſe, ſhal make certificate thereof in
the ſayd exchequer of that ſhalbe done in the premiſſes, in the tearme
next folowyng, after ſuche ſumme or ſummes of money ſo being be-
hind, ſhalbe leuied & geathered, or ſuch perſon or perſons, for non pay-
ment of the ſame committed to priſon. And if it happen any of the ſaid
Collectours to be aſſigned, or any Maior, or Sheriffe, Steward, Con-
ſtable, the Headborowe, Houſholder, Bailiffe, or any other Officer, or
Miniſter, or other whatſoeuer perſon or perſons, to diſobey the ſaid cō-
miſſioners or any of them, in the reaſonable requeſt to them made by
the ſayd commiſſioners, for execution of the ſayd commiſſion, or if any
of the officers or other perſons, do refuſe that to them ſhal apparteine
or belong to do, by reaſon of any precept to hym or them to be direc-
ted, or any reaſonable commaundement, inſtance, or requeſt touching
the premiſſes, or other default in any appearaunce, or collection to
make, or if any perſon beyng ſuſpect, or not to be indifferently tared
as is aforeſayd, do refuſe to be examined, according to the tenor of this
act, before the ſayd commiſſioners, or as many of them as ſhalbe ther-
unto aſſigned as is aforeſayde, or wil not appeare before the ſayd com-
miſſioners, vpon warnyng to hym made, or els make reſiſtaunce, or
reſcous vpon any diſtreſſe vpon him to be taken for any parcell of the
ſayd Subſidie, or commit any mis behauiour in any maner of wyſe
contrary to this act, or commit any wylful omiſſion, or other whatſo-
euer wylful, not doyng, or miſdoyng contrary to the tenor of this act
or graunt: the ſame commiſſioners, and euery number of them aboue
remēbred, or two of thē at the leaſt, vpon probable knowledge of any
ſuch miſdemeanours had by information, or examinatiō, ſhal & may
ſet vpon euery ſuche offender, for euery ſuche offence, in name of a fine

by

by the same offender, to be forfeyted fourtie shyllynges, or vnder, by the discretion of the same Commissioners. And further, the same Commissioners, and euery number of them, to two of them at the least, shal haue aucthoritie by this present acte, to punyshe euery suche offender by imprysonment, there to remayne, and to be delyuered by theyr discretion, as shal seeme to them conuenient. The sayd fines, if any suche be, to be certified by the sayd Commissioners that so assessed the same, into the sayd kyng and Queenes Maiesties Exchequer, there to be leuyed and payde, by the Collectours of that partes, for the sayde subsedie, returned into the sayde Exchequer, to be therewith charged with the payment of the sayde subsedie, in suche maner as if the sayde fines had ben sette and taxed vppon the sayde offenders, for the sayd subsedie.

It is also enacted by the sayde aucthoritie of this Parliament, that euery of the sayde hygh Collectours, which shal accompt for any part of the sayde subsedie in the kyng and queenes Maiesties Exchequer, vpon theyr sayde seueral accomptes to be yeelded, shalbe alowed at euery of the sayde paymentes of the sayde subsedie, for euery pounde limitted to his collection, whereof any such collectour shalbe charged, and yeelde accompt, sixe pence, as parcel of theyr charge, that is to say, of euery pounde thereof, for suche person as then haue hadde the perticuler collection in the townes and other places, as is aforesayde, specified in his collection, two pence, and other two pence of euery pounde thereof, euery of the sayde cheefe collectours there accomptaunt, to receyue to theyr owne vse for theyr labour and charge, in, and about the premisses, and two pence of euery pounde residue to be delyuered, allowed, and payde, by the sayde collectours, so being thereof allowed, to suche of the commissioners as shal take vpon them the businesse and labour, for, and about theypremisses: that is to say, euery collectour to pay the commissioner or commissioners, whiche had the orderyng of the wrytinges, of, and for the sayde subsedie, where the sayde collectour or collectours hadde theyr collection for expences of the sayde commissioners, so taking vpon them the sayd businesse and labour of theyr Clarkes, wryting the sayde precept and estreates for the sayde collection, the same last two pence of euery pounde, to be diuided amongst the sayde commissioners, hauyng regarde to theyr labour and busines taken by them or their sayd Clarkes, in, and about the premisses, for the whiche parte so to the sayde commissioners attenyng, the sayde commissioners. vi. v. iiii. iii. or as many of them as shalbe thereunto appoynted by the kyng and Queenes Maiesties commission, and euery of them ioyntly and seuerally for his and theyr sayd part, may haue his remedie agaynst the sayde collectour of collectours, whiche thereof benne, and myght haue ben allowed, by action of debt, in whiche the defendaunt shal not wage his lawe, neyther

protection, neyther iniunction, or other eſſoigne ſhalbe allowed. And that no perſon nowe beyng of the number of the companie of this preſent parliament, nor any commiſſioner, ſhalbe named or aſſigned to be any collectour or ſubcollectour, or preſenter of the ſayde ſubſedie, or of any parte thereof, nor no commiſſioner ſhalbe compelled to make any preſentment or certificate, other then in the kinge & queenes Maieſties Exchequer, of, for, or concernyng the ſayde Subſedie, or anye part thereof. And lykewyſe that none other perſon that ſhalbe named or aſſigned to be commiſſioners in any place, to, and for the execution of this acte or ſubſedie, be, or ſhalbe aſſigned or named head collectours of any of the paymentes of the ſayde Subſedie, neyther of any part thereof. And that euery ſuch perſon or perſons, whiche ſhalbe named and appointed (as is aforeſaid) to be head Collectour, in, and for the fyrſte payment of this Subſedie, ſhal not be compelled to be Collectour of the ſeconde payment of the ſame Subſedie, nor of anye part thereof. And the ſayde Collectours, which ſhalbe aſſigned for the collection of the ſayde Subſedie, or for any part thereof, and euerye of them, be, and ſhalbe acquited and diſcharged of al maner fees, rewardes, and of euery other charges in the kyng and Queenes Maieſties Exchequer, or elſwhere, of them, or any of them, by reaſon of that collection, payment, or accomptes, or any thyng concernyng the ſame to be aſked, and that if any perſon receyue and take anye fees, rewardes, or pleaſures of any ſuche accomptaunte: that then he ſhal forfeyte to the kyng and the queenes Maieſties, for euery peny or value of peny ſo taken, twentie pence, & ſuffer impryſonment at the Kyng and Queenes Maieſties pleaſure. And after the taxing, and aſſeſſyng of the ſayde Subſedies, as is aforeſayde hadde and made, and the ſayde eſtreates thereof in parchment vnto the Collectours, in maner and fourme before rehearſed delyuered, the ſayd commiſſioners which ſhal take vpon them the execution of this act within the limits of theyr commiſſions, by theyr agreementes, ſhal haue meeting togeather, at which meeting, euery of the ſayd commiſſioners, whiche then ſhal haue taken vpon them the execution of any part of the ſayde commiſſion, ſhal by him ſelfe, or by his ſufficient deputie, truely certifie and bryng fourth vnto the ſayde commiſſioners named in the ſayde commiſſion, the certificate and preſentment made before hym and ſuch other commiſſioners, as were limitted with him in one limitte: ſo that the ſame certificate, may be accompted and caſt with other certificates of the other limittes, within the ſayde commiſſion, and then the ſayde commiſſioners, and euery number of them, vnto two at the leaſt, as is aforeſayde, if any be in lyfe, or theyr executours, or adminiſtratours of theyr goodes, if they be then dead, ſhal ioyntelye and ſeuerally as they were diuided within theyr limittes, vnder theyr ſeales, by theyr diſcretion, make one, or ſeuerall wrytynges, intended

indented, conteyning in it alwel the names of the sayde Collectours, by the Commissioners for suche collection, and accompt in the Exchequer, and payment in the sayd receypt, deputed and assigned, as the grosse and seueral summes, written vnto euery suche Collectour to receyue the sayde Subsedie. And also al fines, amerciamentes, and other forfeytures, yf any suche by reason of this acte happen to be within this precinct and limit of theyr commission, to be certified into the sayde kyng and Queenes Maiesties Exchequer by the sayde commissioners, in whiche wrytyng or wrytynges indented, so to be certified, shalbe playnely declared and expressed the whole & entire summe or summes of the sayde Subsedie, seuerally limitted to the collection of the sayde Collectours, seuerally deputed and assigned to the collection of the sayde summes.

So that none of the sayde Collectours so certified in the sayd Exchequer, shalbe compelled there to accompt, or to be charged, to, and for, but onelye the summe limitted by his collection, and not to, or for any summe limitted to the collection of his felowe, but that euery of them shalbe seuerallye charged for theyr part limitted to theyr collection. And if the sayde Commissioners, ioyned in one commission, amongst them selfe in that matter can not agree, or if anye of them be not redy, or refuse to make certificate with other of the same commissioners: that then the same Commissioners, maye make seuerall Indentures in fourme aforesayde, of theyr seueral limittes or separations of Collectours within the limittes of theyr commission, vpon and in the Hundredes, Wardes, Wapentakes, Lathes, Rapes, or such other lyke diuisions, within theyr sayde seueral limittes of theyr commission, as the places there shal require to be seuered and diuided, and as to the same Commissioners shal seeme good, to make diuisions of theyr limittes or collections, for the seueral charges of the same Collectours, so that alway one Collectour shalbe charged, and accompt for his part to hym to be limitted onely by hym selfe, and not for any summe limitted to the part of anye of his felowes: and the charges of euery of the Collectours, to be sette and certified seuerallye vpon them, and euery such Collectour, vpon his accompt & payment of the summe of money limitted within his collection, to be seuerally by hym selfe acquited and discharged in the sayde Exchequer, without paying any maner of fees, or rewardes, to any person or persons for the same, vpon the payne and penaltie last aboue sayde, and not to be charged for any portion of anye other Collectour. And yf any Commissioner after he hath taken certificate of them, that, as is aforesayd, shal before any suche Commissioner be examined, and the summes rated and sette, and the bookes and wrytinges thereof beyng in his handes: or yf anye Collectour, or other person charged with any receypt of any part of anye of the sayde Subsedies, or anye other per-

ſon tared, or otherwyſe by this act charged with, and for any parcell of the ſayde Subſedies, or with any other ſummes, or fine, amerciament, penaltie, or other forfeyture, happen to dye before the Commiſſioner, Collectour, or other whatſoeuer perſon or perſons, haue executed, accompliſhed, ſatiſfied, or ſufficiently diſcharged that whiche to euery ſuche perſonne ſhal apparteyne, or belong to doo, accordyng to this acte, then the executours, and heyres of euery ſuche perſon, and al other ſeaſed of any landes or tenementes, that any ſuche perſon beyng charged by this acte, and deceaſſing before he be diſcharged thereof, or any other to his vſe, onely had of eſtate of inheritaunce, at the tyme that any ſuche perſon was named Commiſſioner, Collectour, or otherwiſe charged with and for any maner of thyng to be donne, ſatiſfied or payde by reaſon of this acte, and al thoſe that haue in theyr poſſeſſions or handes any goodes or cattelles, that were to any ſuche perſon at the tyme of his death, or any landes, or tenementes, that were the ſame perſons at the tyme he was as is aforeſayde, charged by this acte, ſhalbe by the ſame compelled and charged to doo, and accompliſhe in euery caſe, as the ſame perſon ſo beyng charged, ſhould haue donne, and might haue ben compelled to doo, yf he had ben in playne lyfe, after ſuche rate of the landes, and goodes of the ſayde Commiſſioner or Collectour, as the partie ſhal haue in his hande: and yf the ſame Commiſſioners, for cauſes reaſonable them mouyng, ſhal thinke it not conuenient to ioyne in one certificate, as is beforeſayde, then the ſayde perſon or perſons, that ſhal fyrſt ioyne togeather, or he that ſhal firſt certifie the ſayde wrytyng indented, as is aforeſayd, ſhal certifie al the names of the Commiſſioners of the commiſſion whereupon ſuch writings ſhalbe there then to be certified, with diuiſion of hundredes, wapentakes, wardes, tithinges, or other places, to, and among ſuche Commiſſioners, of the ſame commiſſion, with the names of the ſame Commiſſioners, where ſuche ſeparations & diuiſions ſhalbe, with the groſſe ſummes of money as wel of & for the ſayd ſubſedie, tared or ſet, of, or within the ſaid Hundredes, wardes, wapentakes, or other places to hym or them diuided or aſſigned, that ſhal ſo certifie the ſayde fyrſt wryting, as of fines, amerciamentes, penalties, or other forfeytures, if any happen to be within the ſame limits, whereof the ſame wrytinges ſhalbe certified, and after ſuch wryting indented, whiche as is aforeſayde, ſhalbe certified, and not conteyne in it the whole and full ſummes, ſet, and tared within the limittes of the ſame commiſſion, the other Commiſſioners of the ſame, before the day of payment of the ſayde Subſedie, ſhal certifie into the ſayde Exchequer by theyr wryting or wrytinges indented, to be made, as is aforeſayde, the groſſe and ſeueral ſummes, ſet, and tared within the places to them limitted for the ſayde Subſedie, and other fines, amerciamentes,

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mentes, penalties, and forfeytures, with the names of the hundredes, Wardes, Wapentakes, and other places to them assigned, or els, by theyr sayde writinges indented, to certifie at the sayde place before the sayde day of payment, suche reasonable causes for their excuses, why they may not make suche certificate, of, and for the sayd subsedie, which fines, amerciamentes, and other forfeytures, growyng or set by reason of the causes of theyr lettes, or of theyr none certifiyng as is abouesayd, or els in default thereof, processe to be made out of the King & Queenes Maiesties Exchequer, agaynst the sayde Commissioners, and euery of them, not makyng certificate as is aforesayde, by the discretion of the Treasourer or Barons of the sayde Exchequer.

Prouided alwayes, and be it enacted by the aucthoritie aforesayde, that the inhabitauntes of the parishe of saint Martin, called Stampforde Baron, in the suburbes of the Borough and Towne of Stampforde, in the South part of the water there, called Wellande, whiche hereafter shalbe contributorie to the payment of this present subsedie graunted to the Kyng and Queenes Maiesties, theyr heyres, and successours, shalbe assessed, rated, and tared for this tyme by suche Commissioners, whiche shalbe appoynted for the taxing, ratyng, and sessyng of suche subsedie, or tare, within the Countie of Lincolne, and shalbe for this tyme contributorie, and pay the sayde subsedie to the Collectour or Collectours, whiche shalbe assigned and appoynted, for the leuying and geathering of the same, with the Aldermen and Burges of the sayde Borough and Towne of Stampforde.

Prouided alwayes, and be it enacted by the aucthoritie aforesayde, that al and euery person and persons, hauyng manours, landes, tenementes, & other hereditamentes, chargeable to the payment of ỹ subsedie graunted to the king & queenes maiesties by this act, and also hauyng spirituall possessions chargeable to their sayd maiesties, by the graunt made by ỹ Cleargy of this Realme in their conuocation: and ouer this, hauing substance in goods & catels, chargeable by this sayd act, that then if any of ỹ said person or persons be hereafter charged, assessed, & tared for ỹ said manours, lands, & tenementes, & spiritual possessions & also assessed, charged, & tared for his or theyr goodes & catels, that then he or they shalbe only charged by vertue of this acte, for his and theyr sayde manours, landes, tenementes, hereditamentes, and spirituall possessions, or onely for his sayde goodes and cattelles, the best thereof to be taken for the Kyng and Queenes Maiesties, and not to be charged for both, or double charged for any of them, any thing in this act conteined to ỹ contrary in any wise, notwithstãding. Prouided alwayes, that this graunt of subsedie, nor any other thyng therein conteyned, in any wyse extende to charge the inhabitauntes or dwellers within Irelande, Callis, Hammes, Guisnes, and the marches of the same, Jerneley, & Garneley, or any of them, of, or concernyng

cerning any manours, landes, tenementes, or other poſſeſſions, goods, cattelles, or other moueable ſubſtaunce, whiche the ſayde inhabitauntes or dwellers, or any other to theyr vſe, haue within Irelande, Callis, Hames, Guiſnes, or other the Marches of the ſame, Jerneſey, Garneſey, or in any of them, of, for, or concernyng any fees, or wages, whiche any of the ſayde inhabitauntes or dwellers haue of the Kyng and Queenes Maieſties, for theyr attendaunce and dooing ſeruice to our ſayde Soueraigne Lorde and Lady, in Irelande, Callis, Hammes, Guiſnes, and the Marches of the ſame, Jerneſey and Garneſey, or in any of them: any thyng in this preſent acte to the contrary, notwithſtandyng.

Prouided alſo, that this preſent acte of Subſiedie, ne any thyng therein conteyned, extende to any of the Engliſhe inhabitauntes, or reſiauntes in any of the Counties of Northumberland, Cumberland, Weſtmerlande, the Towne of Barwicke, the Towne of Newcaſtle vpon Tine, and the Biſhoprycke of Durham, nor to any of them, of, for, or concernyng any manours, landes, tenementes, or other poſſeſſions, goodes, cattels, or other moueable ſubſtaunce, whiche the ſame inhabitauntes or dwellers, or any other to their vſe, haue within the ſayde Counties of Northumberlande, Cumberlande, Weſtmerlande, or the Towne of Barwicke, the Towne of Newcaſtle vpon Tine, or the Biſhoprycke of Durham, or any of them, or of, for, or concernyng any fees, or wages, whiche any of the ſayde inhabitauntes or dwellers haue of the Kyng and Queenes Maieſties for their attendaunce and dooyng ſeruice to the Kyng and Queenes Maieſties, for, or within the ſayde Counties of Northumberland, Cumberland, Weſtmerland, ỹ Towne of Barwicke, the Towne of Newcaſtle vpon Tine, and the Biſhoprycke of Durham, or any of them, to, or for the ſayde taxing, leuying, geatheryng, or payment, but that the Engliſhe inhabitauntes, and reſiauntes, and euery of them, of the ſayde Counties, Biſhoprycke, and Townes, and euery of them, ſhalbe of, and from the ſayd ſubſiedie, and euery parcel thereof, and for theyr manours, landes, tenementes, fees, wages, goodes, and cattelles, lying and being in the ſame Counties, Townes, and Biſhoprycke, or any of them, vtterly acquited and diſcharged: any thyng in this preſent acte before rehearſed to the contrary, notwithſtandyng.

Prouided alſo, that all letters patentes graunted by the Kyng and Queenes maieſties, or any of theyr moſt noble progenitours, to any cities, Boroughes, or Townes within this Realme, of any maner of liberties, priuileges, or exemptions from the burden and charge of any ſuche grauntes of ſubſedies, whiche be at this preſent time in force and vaileable, ſhal remayne good and effectuall to the ſaid Cities, Boroughes and Townes hereafter, according to the purportes thereof, though the inhabitauntes of the ſame, ſhall vppon the great ꝛ weigh-

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tie consyderation of the graunt abouesayde, be for this graunt charged, and contributorie in lyke maner, fourme, and fort, as other Cities, Boroughes, & Townes, whiche be not in any wyse priuileged, be from such graunt of subsedie excepted.

Prouided alwayes, and be it enacted by the aucthoritie aforesayde, that no Orphant or Infant, within the age of .xxi. yeeres, borne within any of the kynges and queenes Maiesties dominions, shalbe charged to any payment of this Subsedie, for his goodes and cattelles to hym left or bequeathed, any thyng in this acte conteyned to the contrary, notwithstandyng.

Prouided also, and be it enacted, that forasmuche as diuers & sundry the Kyng and Queenes Maiesties tenauntes, and other inhabitauntes and dwellers within ẏ Counties of Penbroke, Carmarthen, Cardigan, Glamorgan, Brecknocke, Radnor, Mongomerie, Denbigh, Flynt, Merioneth, Anglesey, Carnaruan, and the Countie Palentine of Chester, be at this present tyme charged and chargeable wich the seuerall paymentes of diuers great summes of money, by the name of Myse, due to theyr Maiesties, accordyng to the seuerall customes of the sayde Counties: for the payment whereof, diuers and sundry the gentlemen, and other the inhabitauntes of the sayd Counties, be, and stande bounde to their hyghnesse: Be it therfore ordeyned and enacted by the aucthoritie aforesayde, that this acte of subsedie, or any thyng therein conteyned, shall not extende to charge any of the queenes maiesties tenauntes, and other the inhabitauntes and dwellers within any of the sayd Counties of Penbroke, Carmarthen, Cardigan, Glamorgan, Brecknocke, Radnor, Mongomerie, Denbigh, Flynte, Merioneth, Anglesey, Carnaruan, and the Countie Palentine of Chester, beyng charged or chargeable with the sayde Myse, for, or in any of the paymentes of the sayde Subsedie graunted to the kyng and queenes maiesties by this acte, vntyll the seuerall dayes and tyme appoynted and agreed for the paymentes of the sayde Myses shalbe expired. And that the fyrst payment of the sayde Subsedie, shalbe made at the receipt of the Queenes Exchequer, before the fyrst day of Marche then next folowyng after the day appoynted for the latter payment to be made of the sayde Myses, and the seconde or last payment of the said subsedie, to be made by, or before ẏ twentie day of May in the next yere folowyng, after the sayd fyrst payment of this subsedie.

And furthermore be it enacted by the aucthoritie aforesayde, that the tenauntes and dwellers of euery of the sayde Counties in this prouiso remembred, shall seuerally before the feaste of Pentecost next ensuing, certifie the sayde courte of Exchequer, vnder the seales of two Justices of peace of euery of the sayd Counties, whereof the one to be of the Quorum, when, and what day the last payment of the sayde

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ſeuerall myſes nowe due in any of the ſayde Counties, ſhall ende and expire.

Prouided alſo, that the ſayde graunt of Subſidie, or any other thyng therein conteyned, doo not in any manner of wyſe extende to be preiudiciall or hurtfull to the inhabitauntes, or reſiauntes at this preſent tyme, within the fiue portes corporate, or to any of theyr members incorporate, or vnited to the ſame fiue portes, or to any of the ſame fiue portes, of, or for any part or parcell of the ſayde ſummes graunted in this preſent Parliament, of the ſayd inhabitauntes nowe reſiaunt, or any of them, to be tared, ſet, aſked, leuied, or payde: but the ſayde inhabitauntes, and reſiauntes in the ſayd fiue portes, and their members, be, and ſhalbe, of, and from the ſayde graunt and payment of the ſayde Subſedie, duryng theyr reſiauncie there, and no longer, clearely acquited and diſcharged: any matter, or what ſoeuer thyng in this preſent acte had or made to the contrary, notwithſtandyng.

Prouided alſo, that this acte nor any thyng therein conteyned, ſhal extende to the goodes or landes of any Colledge, Hall, or Hoſtel, within the Vniuerſities of Oxforde & Cambridge, or any of them, or to the goodes or landes of the Colledge of Wynton, founden by Byſhop Wickham, or to the goodes or landes of any common free grammer ſchoole, within the Realme of Englande or Wales, or to the goodes of any reader, ſchoolemaiſter, or ſcholler within the ſayde Vniuerſities, & Colledges, or any of them there remaynyng for ſtudie without fraude or couine, or to the goodes and landes of any Hoſpital, Meaſondue, or Spittelhouſe, prepared and vſed for the ſuſtentation and releeſe of poore people: Any thyng in this acte conteyned to the contrary in any wyſe notwithſtanſtandyng.

God ſaue the Kyng and the Queene.

Excuſum Londini in ædibus Iohannis Cawodi Typographi Regiæ Maieſtatis.

Anno Domini. 1555.

Cum priuilegio Regiæ Maieſtatis.